







LIBRARY  
OF THE  
UNIVERSITY  
OF ILLINOIS

Q 328.7471

N48

1792















JOURNAL

OF THE

ASSEMBLY

OF THE

STATE

OF

NEW-YORK.

---

FIFTEENTH SESSION.

---



NEW-YORK:

PRINTED BY FRANCIS CHILDS AND JOHN SWAIN  
PRINTERS TO THE STATE.

M, DCC, XCII.







9328.7471  
N48  
1792

# JOURNAL OF THE ASSEMBLY.

S T A T E O F N E W - Y O R K .

ASSEMBLY CHAMBER, in the City of New-York, WEDNESDAY, January 4th, 1792.

SEP 19 1792

THE first Tuesday in January instant, which was yesterday, being the day appointed by law for the meeting of the legislature, several of the members of this house accordingly met; but a sufficient number to proceed on business not appearing, the house adjourned until this day, when the gentlemen whose names in the following list are marked with an asterisk appeared: The said list contains the names of all the Representatives in Assembly for the current year, as appears by the returns made to the house, except a member from the county of Tioga, and a member from the county of Ontario, from which counties no returns have as yet been made.

*From the City and County of NEW-YORK.*

- |                         |                      |
|-------------------------|----------------------|
| *John Watts,            | *William Pitt Smith, |
| *William S. Livingston, | *Henry Will,         |
| *John Wyly,             | *Melancton Smith.    |
| *Josiah Ogden Hoffman,  |                      |

*From the City and County of ALBANY.*

- |                 |                   |
|-----------------|-------------------|
| David McCarty,  | Stephen Lush,     |
| Henry Ten Eyck, | John Ten Broeck,  |
| William North,  | *Jellis A. Fonda. |
| Francis Nicoll, |                   |

*From the County of SUFFOLK.*

- |                         |                 |
|-------------------------|-----------------|
| Jonathan Nicoll Havens, | *John Smith,    |
| John Gelston,           | *Henry Scudder. |

*From the County of ULSTER.*

- |                   |                     |
|-------------------|---------------------|
| *Ebenezer Clark,  | *Jacob De La mater, |
| Joseph Hasbrouck, | *Ebenezer Foote.    |

*From QUEENS County.*

- |                    |                     |
|--------------------|---------------------|
| *Samuel Clowes,    | Nathaniel Lawrence. |
| Whithead Cornwell, |                     |

*From KINGS County.*

- \*Charles Doughty.

*From RICHMOND County.*

- Gozen Ryerfs.

*From WESTCHESTER County.*

- |                             |                 |
|-----------------------------|-----------------|
| *Pierre Van Cortlandt, jun. | Ebenezer Purdy, |
| *Jonathan G. Tompkins,      | Elias Newman.   |
| Samuel Haight,              |                 |

*From ORANGE County.*

- |               |             |
|---------------|-------------|
| *John D. Coc, | John Smith. |
| Seth Marvin,  |             |

*From DUTCHESS County.*

- |                 |                          |
|-----------------|--------------------------|
| Jonathan Akin,  | *Samuel Augustus Barker, |
| Isaac Bloom,    | Daniel Graham,           |
| *Morgan Lewis,  | Mathew Patterson.        |
| James Talmadge, |                          |

*From MONTGOMERY County.*

- |               |                  |
|---------------|------------------|
| *John Frey,   | *David McMaster, |
| Silas Talbot, | *Douw Fonda.     |

*From WASHINGTON and CLINTON Counties.*

- |                   |                 |
|-------------------|-----------------|
| *Thomas Converse, | *David Hopkins, |
| *John Conger,     | Zina Mitchcock. |

*From COLUMBIA County.*

- |                     |                    |
|---------------------|--------------------|
| *Lawrence Hogeboom, | *Jacob Ford,       |
| Benjamin Birdfall,  | *Henry Livingston, |
| James Savage,       | *Jared Coffin.     |



*From RENSSELAER County.*

\*Thomas Sickels, John Knickerbacker, jun.  
 \*Jonathan Brown, \*Moses Vail.  
 \*John W. Schermerhorn,

*From SARATOGA County.*

Benjamin Rosekrans, \*Sidney Berry,  
 \*Elias Palmer, \*Andrew Mitchell.

*From OTSEGO County.*

James Cannon.

*From HERKIMER County.*

Michael Myers.

The Honorable Robert R. Livingston, Esquire, one of the Commissioners appointed by a commission, in nature of a *Dedimus Protestatum*, to administer oaths, attended in the Assembly Chamber, and the members present respectively took and subscribed before him, the oath of abjuration and allegiance, as by law required, and an oath to support the Constitution of the United States.

The House then unanimously chose JOHN WATTS, Esquire, to be their *Speaker*, and placed him in the chair accordingly.

*Resolved unanimously*, That John M'Kesson, Esquire, be and he is hereby appointed Clerk to this House.

*Ordered*, That Mr. Lewis and Mr. M. Smith, wait on his Excellency the Governor, and inform him that this house is met, and ready to proceed on business.

*Ordered*, That Mr. Ford and Mr. Barker, wait on the Honorable the Senate, and inform them that this House is met, and ready to proceed on business.

*Resolved unanimously*, That Richard Ten Eyck be, and he is hereby appointed Door-keeper to this House.

*Resolved*, If the Honorable the Senate concur herein, That David Barclay be, and he is hereby appointed Serjeant at Arms to the legislature, during their present session.

*Ordered*, That Mr. Sickels and Mr. Clowes, deliver a copy of the preceding resolution to the Honorable the Senate.

*Ordered*, That Mr. De Lamater, Mr. H. Livingston, Mr. M. Smith, Mr. Frey and Mr. Doughty, be a committee of ways and means.

*Ordered*, That Mr. Tompkins, Mr. W. S. Livingston, Mr. Brown Mr. M'Master and Mr. Clowes or any three or more of them, be a committee for courts of justice; that all members who attend have voices; that they have power to send for persons, papers and records; and that they from time to time, report their proceedings, with their opinion thereon to the House.

*Ordered*, That Mr. Sickels, Mr. Converse, Mr. Barker, Mr. Clark and Mr. Wylley, or any three or more of them, be a committee for grievances; that all members who attend have voices; that they have power to send for persons and papers; and that, from time to time, they report their proceedings and their opinion thereon to the House.

*Ordered*, That Mr. Smith of Suffolk, Mr. Hoffman, Mr. Jellis A. Fonda, Mr. Coffin and Mr. Foote, or any three or more of them, be a committee of privileges and elections; that all members who attend have voices; that they have power to send for persons, papers and records; and that they from time to time, report their proceedings, with their opinion thereon to the House.

*Ordered*, That Mr. Lewis, Mr. W. P. Smith and Mr. Van Cortlandt, be a committee to inspect what laws are expired or near expiring; and that they from time to time report to the House, which of them they judge necessary to be revived or continued; and likewise what new laws they shall conceive necessary to be made for the benefit of the state.

A petition of Eliphalet Kellog and others, freeholders and inhabitants of Ballstown in the county of Saratoga, setting forth, that the petitioners at the last election for members from the said county, voted for Beriah Palmer, Benjamin Rosekrans, Adam Comstock and Elias Palmer, for members of Assembly, as by affidavits accompanying the said petition will appear: that the poll lists and ballots of the town of Ballstown before the enclosures were broken, and the ballots examined, were burnt; by which means it was determined that Benjamin Rosekrans, Elias Palmer, Sidney Berry and Andrew Mitchel, were chosen members of Assembly from the county; that they conceive the two latter would not have appeared to have been elected, if the Ballstown bal-



lots had been canvassed ; and the petitioners by the said petition pray, that after due examination of the affidavits presented on this subject, the House will admit those gentlemen to a seat, who shall appear to have had the greatest number of votes.

A petition of the said Beriah Palmer, Esquire, and a petition of the said Adam Comstock, Esquire, on the same subject, and respectively praying to be admitted to a seat in this House, were respectively read, together with several depositions which accompanied the said petitions.

*Ordered*, That the said several petitions, and the depositions which accompany the same, be committed to the committee of privileges and elections.

A petition of John Cornelius Vanden Heuvel, praying that himself and his wife and children therein named, may be naturalized, and that a law for that purpose may be passed as soon as conveniently may be, was read, and referred to Mr. Ford, Mr. W. S. Livingston and Mr. Cornwell.

Mr. Lewis reported, that pursuant to the order of the House, Mr. M. Smith and himself had waited on his Excellency the Governor, and informed him that this House was met and ready to proceed on business ; and that his Excellency was pleased to say, that as soon as he should receive a message from the Honorable the Senate, that a quorum of that house had met and were ready to proceed on business, he would send a message to the legislature, and lay important public papers before them.

Then the house adjourned until eleven of the clock to-morrow morning.

THURSDAY, 11 o'clock A. M. January 5, 1792.

David M'Carty, Francis Nicoll and John Ten Broeck, Esquires, members of this house, returned as duly elected in the county of Albany, Jonathan Nicoll Havens, Esquire, returned as duly elected in Suffolk county, Seth Marvin, Esquire, returned as duly elected in Orange county, Daniel Graham, Esquire, returned as duly elected in Dutchess county, Silas Talbot, Esquire, returned as duly elected in Montgomery county, John Knickerbacker, jun. Esquire, returned as duly elected in Rensselaer county, James Cannon, Esquire, returned as duly elected in Otsego county, and Michael Myers, Esquire, returned as duly elected in Herkemer county, respectively appeared in the Assembly chamber.

*Ordered* That Mr. Will and Mr. Douw Fonda, attend before one of the commissioners appointed to administer oaths, with the gentlemen before named, and see them duly qualified.

Mr. Ford reported, That pursuant to the order of this house of yesterday, Mr. Barker and himself had waited on the Honorable the Senate, and informed them that this house had met, and were ready to proceed on business.

A copy of the Journal of the Senate of the United States at their third session, was delivered to the house, together with a letter from Samuel A. Otis, Esquire, Secretary to the Senate, directed to his Honor the *Speaker*, which was read.

*Ordered*, That the *Clerk* of this House prepare an answer to the said letter, and transmit the same to Mr. Otis.

A message from the Honorable the Senate, was delivered by Mr. Williams and Mr. Sands, that the Senate are met, and ready to proceed on business.

A petition of the judges and assistant justices of the court of common pleas in Rensselaer county, praying an alteration in the times of holding the courts, and an additional term, was read, and referred to the members of this House from the said county.

A petition of Comfort Johnson, of Washington county, praying bounty lands for military services in a corps of artificers, was read, and referred to Mr. Hopkins, Mr. Brown and Mr. Hogeboom.

Mr. Will reported, that pursuant to the order of the House, Mr. Douw Fonda and himself had attended before the Honorable Pierre Van Cortlandt, Esquire, one of the commissioners to administer oaths, and had seen Mr. M'Carty, Mr. Nicoll, Mr. Ten Broeck, Mr. Havens, Mr. Marvin, Mr. Graham, Mr. Talbot, Mr. Knickerbacker, Mr. Cannon, and Mr. Myers, respectively duly qualified, by taking and subscribing the oaths by law required.

*Ordered*, That those gentlemen take their seats.

A message from his Excellency the Governor, was delivered by his private Secretary, that his Excellency requires the immediate attendance of this House in the Assembly chamber.

*Mr. Speaker* left the chair, and with the House attended accordingly ; and his Ex-



cellency the Governor, and the Honorable the Senate, who had also attended, having respectively retired,

*Mr. Speaker* reassumed the chair, and reported to the House, that his Excellency had been pleased to make a speech to both Houses of the legislature, and to deliver him a copy thereof: The same being read, is in the words following, viz.

*Gentlemen of the Senate and Assembly,*

ALTHOUGH it gives me the highest pleasure to inform you that the same tranquility and good order, which, under the blessings of heaven, have so eminently distinguished this state, generally prevail, yet I sincerely lament the necessity of mentioning that a daring outrage has been lately committed, against the laws and authority of government, in the murder of the sheriff of Columbia county, by a number of armed men in disguise—The documents which will be presented to you, will furnish every necessary information; I forbear therefore to enter into a detail of the circumstances which attended that unhappy affair: It is my duty however to express on this occasion, the high sense I entertain of the judicious and spirited exertions of the magistrates of that county, and other friends to good government, in the apprehension of the offenders, and to acknowledge the friendly and efficient co-operation of the executives of our sister States. This unfortunate occurrence has necessarily obliged me to sanction measures, which have occasioned some extraordinary expence, and which will require legislative provision.

Complaints having been made to me in the recess, by the Oneida and Cayuga Nations, of intrusions made upon the lands reserved by treaty for their use, justice and good faith required, that I should exert the powers vested in me by law, for the removal of the intruders; and this has accordingly been effected to the satisfaction of the Indians in the manner mentioned in the letters from the sheriff of Herkemer county, which you will find among the papers delivered for your information. It is worthy at the same time, of the consideration of the legislature, whether it would not be more compatible with the mild spirit of our government, to commit this business in future to the ordinary magistrate; which in the present condition of that part of the county, it is conceived may be done with safety.

The statements exhibited at the last session, disclosed the eligible condition of our finances; and, from a report of the commissioners of the land-office, made in pursuance of the act for the sale and disposition of the waste and unappropriated lands, it appears, that our treasury will receive an augmentation, sufficient under prudent management, to produce an annual revenue exceeding the ordinary expences of government: As part of this money is already received, and a great proportion of the residue will be paid before the next annual meeting of the legislature, it will require your wise consideration to dispose of it in such a manner, as to render it productive; connecting at the same time, the interest of the citizen with the prosperity of the public: I would only remark, that by giving this capital an extensive circulation, the necessities of individuals may be supplied, the settlement of the country advanced, and the interests of agriculture and commerce promoted.

The legislature at their last meeting, impressed with the importance of improving the means of communication, not only to the agriculture and commerce of the state, but even to the influence of the laws, directed the commissioners of the land-office, to cause the ground between the Mohawk River and the Wood Creek in the county of Herkemer, and also between the Hudsons River and the Wood Creek in the county of Washington, to be explored and surveyed, and estimates to be formed of the expence of joining those waters by canals: I now submit to you their report, which ascertains the practicability of effecting this object at a very moderate expence; and I trust, that a measure so interesting to the community, will continue to command the attention due to its importance, and especially as the resources of the state will prove adequate to these and other useful improvements, without the aid of taxes.

As the diffusion of knowledge is essential to the promotion of virtue, and the preservation of liberty, the flourishing condition of our seminaries of learning must prove highly satisfactory, and they will I am persuaded, be among the first objects of your care and patronage, and receive from time to time such farther aid and encouragement as may be necessary for their increasing prosperity.

*New-York, 5th Jan. 1792.*

GEO. CLINTON.



The several documents, report, and other communications, which accompanied the Speech of his Excellency the Governor, were also read.

*Ordered*, That the Speech of his Excellency the Governor, be forthwith printed.

*Ordered*, That his Excellency's said speech, and the several documents and communications which accompanied the same, be committed to a committee of the whole House.

*Mr. Speaker* laid before the House, the accounts of Gerard Bancker, Esquire, Treasurer of this State, with a certificate of Peter T. Curtenius, Esquire, State Auditor, and a certificate of the committee of the Senate and Assembly, appointed by concurrent resolutions on the nineteenth and twenty-first days of March last, pursuant to the twelfth section of the statute entitled, *An act authorising the Auditor to audit certain accounts and claims, and for other purposes therein mentioned*, which were read.

*Ordered*, That the said accounts and certificates be inserted in the journal of this House, and laid on the table, for the perusal of the members. The same are in the words and figures following, viz.

Dr. the State of New-York, in Account Current with Gerard Bancker, Treasurer, Cr.

1791, December 31st.		1791, December 31st.	
To amount of an account of payments made since the 31st day of December, 1790,	49,619 2 4	By balance due to the state on a settlement of my accounts on the 31st day of December, 1790,	28,214 10 11
To balance now in the Treasury,	81,166 10	By amount of an account of receipts into the Treasury since that period,	102,571 1 6
	<u>£. 30 785 12 5</u>		<u>£. 30,785 12 5</u>
		Errors excepted, New-York, December 31st, 1791. GERARD BANCKER, Treasurer.	

I PETER T. CURTENIUS, Auditor of the State of New-York, do hereby certify, that I have examined the above account current of Gerard Bancker, Treasurer, and the accounts therein referred to, as well as the several vouchers for the payments therein charged, which are now delivered up to me; that I find them regularly stated and balanced, and that the sum of eighty-one thousand one hundred and sixty six pounds, ten shillings and one penny, is the true balance this day justly due from the said Treasurer to the State of New-York. Witness my hand, this thirty-first day of December, one thousand seven hundred and ninety one.

PETER T. CURTENIUS, State Auditor.

WE the subscribers, in pursuance of concurrent resolutions of the Senate and Assembly of this State, of the nineteenth and twenty first days of March last, do hereby certify, that the accounts of Gerard Bancker, Treasurer, are regularly stated and balanced; and that the balance of money due from him to the State, to wit, eighty one thousand one hundred and sixty six pounds, ten shillings and one penny, has now been produced to us, and is actually in the treasury. Witness our hands, in New-York, this thirty-first day of December, one thousand seven hundred and ninety-one.

ISAAC ROOSEVELT,  
JOHN WATTS,  
ALEXANDER MACOMB.

#### Abstract of the Treasurer's Cash Account for the Year 1791.

Paid officers of government and members of the legislature,	14,914 3 3	To the President, Directors, and Company of the Bank of the United States, for the two first payments on 152 bank shares,	3040 0 0
For hemp bounty,	224 15 7	To the commissioners for settling the Vermont claim,	34 6 2
For supplies furnished, and services performed during the late war, and for other contingencies,	912 12 0	To the commissioners for building a government house,	2500 0 0
For canvassing votes,	148 2 0	To ditto to purchase furniture,	100 0 0
For bringing returns of elections for representatives in Congress,	5 15 0	To Swartwout and Bailey, loan-officers for Dutchess county, a repayment,	200 0 0
For surveying and laying out roads, and exploring for canals,	1222 15 8	For 566 new emission dollars	226 8 0
To Joseph Rehern, an invalid, his pension to January 1789,	26 12 0	For interest on ditto,	77 9 8
For building a Secretary's office.	375 0 0	In further discharge of the one fourth part interest certificates,	139 2 0
To the commissioners of Indian affairs,	669 19 0	Cancelled of the 1786 emission of paper money,	72 10 0
To Herman Hoffman and Egbert Benson, a judgment obtained against them,	349 12 0	Of the 1788 ditto,	23,020 0 0
			<u>£. 49,619 2 4</u>



Abstract of the Treasurer's Cash Account for the year 1791.

Received from the several loan officers for principal and interest,	£.	s.	d.	Received From Daniel Phoenix in discharge of his bond given to the former treasurer for duties,			
From vendue masters for the state duty on their sales made previous to the 1st May last,	22,763	9	4	From J. Cochran, commissioner of loans for this state, for 9 months interest on <del>fix</del> per cent. U. S. stock,	31	8	0
From ditto for duties arisen since the 1st May last, when the duty under the new law commenced,	2,665	18	10	From ditto for 9 months interest on three per cent. U. S. stock,	1,303	17	9
From county treasurers on account of the arrears of specie taxes, in cash,	1011	0	10	From William S. Smith, a re-payment in part of monies advanced to him in 1784, by order of the Massachusetts line commissienors,	862	11	4
From William Mercier, clerk to the wardens of the port of New-York,	978	13	8	From Peter T. Curtanius for condemned cannon,	131	5	9
From sundry persons for waste lands sold by the surveyor general,	138	9	10	From one of the commissioners of Indian affairs, a re-payment,	88	9	0
From sundry persons on account of waste lands sold to them by the commissioners of the land-office,	534	5	8	From John Lamb, late collector of the customs,	7	4	0
From Simeon De Witt, surveyor-general, monies he received for waste lands he sold,	48,277	0	7		22,999	0	0
From the commissioners for settling the Vermont claim,	740	1	3		£.	102,571	1 6
	38	5	8				

An Account of Continental Stock in the Treasury of the State of New-York, on the thirty-first day of December, 1791.

Six per cents,	-	-	-	-	-	Dollars, 898,847	3-100
Three per cents,	-	-	-	-	-	680,681	70-100
Deferred,	-	-	-	-	-	520,668	66-100
						Dollars, 2,100,197	39-100

On which there is interest due to January 1st, 1792, dollars 71,007 2-100.  
New-York, December 31st, 1791. G. BANCKER, Treasurer.

A Statement of the Stock of the United States, to shew what ballance will remain in the Treasury after the exchanges are made which by the existing laws are directed, viz.

		Dols.	Cents.	Dols.	Cents.
Six per cents in the Treasury, Dec. 31st, 1791,	-	898,847	3		
Still to be received from the loan-offices,	-	1,291	84		
DEDUCTIONS.				900,138	87
For exchanges to be made for the deferred stock arising on the 1,028,238 75-100 dollars state debt, which have been funded in part of the 1,200,000 dollars, assumed by Congress,	-	228,497	50		
For exchanges to be made for the certificates for claims on forfeited estates, that are still in circulation, and still to be issued, with the interest thereon,	-	38,570	0		
For the installments on the 152 shares in the Bank of the United States,	-	45,600	0	312,667	50
	Ballance then remaining,	Dollars.		587,471	37
Three per cents in the treasury 31st Dec. 1791,	-	680,681	70		
Still to be received from the loan-offices,	-	5,050	90	685,732	60
Deferred stock in the treasury 31st Dec. 1791,	-	520,668	66		
Still to be received from the loan-offices,	-	645	92		
To be received in exchange for fix per cents,	-	228,487	50	749,812	8
		Total Dollars.	2,023,016	5	
The fix per cents will produce an annual interest, commencing the 1st of January 1792, of	-			35,248	28
The three per cents, do. do. do. do.	-			20,571	97

And the deferred stock will produce an annual interest, commencing the 1st of January 1801, of 55,820 25  
New-York, December 31st, 1791. 44,938 72

GERARD BANCKER, Treasurer.

Then the house adjourned until eleven of the clock to-morrow morning.

FRIDAY, 11 O'clock, A. M. January 6, 1792.

Ebenezer Purdy, Esquire, a member of this house, returned as duly elected in the county of Westchester, Jonathan Akin and Matthew Patterson, Esquires, returned as duly elected in Dutchess county, and Zina Hitchcock, Esquire, returend as duly elected in Washington and Clinton counties, respectively appeared in the Assembly chamber.



*Ordered*, That Mr. Graham and Mr. Myers, attend before one of the commissioners appointed to administer oaths, with the gentlemen before named, and see them duly qualified.

Mr. Graham reported, That pursuant to the order of the house, Mr. Myers and himself had attended before the Honorable Pierre Van Cornlandt, Esquire, one of the commissioners appointed to administer oaths, and had seen Mr. Purdy, Mr. Akin, Mr. Patterson and Mr. Hitchcock duly qualified, by taking and subscribing the oaths by law required.

*Ordered*, That those gentlemen take their seats.

The house resolved itself into a committee of the whole house, on the Speech of his Excellency the Governor, and the several documents, report and other communications which accompanied the same; and after some time spent thereon, *Mr. Speaker* reassumed the chair, and Mr. Barker from the said committee reported, that the committee had agreed to the following resolutions, which he was directed to report to to the house, viz.

*Resolved*, That it is the opinion of this committee, that a respectful address be presented to his Excellency the Governor, in answer to his Speech, and that a committee be appointed to prepare a draft of such address.

*Resolved*, That it is the opinion of this committee, that the papers relative to the murder of the late Sheriff of Columbia county, which accompanied the Speech of his Excellency the Governor, be submitted to a committee to report their opinion thereon to the house.

*Resolved*, That it is the opinion of this committee, that the communications respecting Indian affairs, which also accompanied his Excellency's Speech, be referred to a committee to report their opinion thereon to the house.

*Resolved*, That it is the opinion of this committee, that the summons from the Supreme court of the United States, to the State of New-York, to appear and answer to the suit of the administrator of John Holt, deceased, be referred to a committee to report their opinion thereon to the house. And

That he was directed by the said committee, to move for leave to sit again.

Mr. Barker read the report in his place, and delivered the same in at the table, where it was again read and agreed to by the house.

*Ordered*, That the said Committee have leave to sit again.

*Resolved*, That a respectful address be presented to his Excellency the Governor, in answer to his Speech, and that Mr. Havens, Mr. W. P. Smith and Mr. H. Livingston, be a committee to prepare a draft of such address.

*Resolved*, That the papers relative to the murder of the late Sheriff of Columbia county, which accompanied the Speech of his Excellency the Governor, be submitted to a committee to report thereon; and that Mr. Hoffman, Mr. Hitchcock, Mr. Purdy, Mr. Patterson and Mr. Coffin, be a committee for that purpose.

*Resolved*, That the communications respecting Indian affairs, which accompanied his Excellency's Speech, be referred to a committee to report their opinion thereon, and that Mr. M. Smith, Mr. Talbot, Mr. Nicoll, Mr. Cannon and Mr. Sickels be a committee for that purpose.

*Resolved*, That the summons from the Supreme court of the United States, to the State of New-York, to appear and answer to the suit of the administrator of John Holt, deceased, be referred to a committee to report thereon, and that Mr. Lewis, Mr. W. S. Livingston and Mr. Van Cortlandt be a committee for that purpose.

A petition of Hugh White, Jedediah Sanger, and Jonas Platt, Esquires, on behalf of themselves and many of the electors of Herkemer county, was read, setting forth, that at the meeting of the supervisors of the said county in May last, for the purpose of canvassing and estimating the votes for a member to represent the said county in Assembly, two affidavits were delivered to the supervisors, that one or more voter or voters at the election in Whites-Town, put their ballots into the election box with their own hands, whereas they ought to have been delivered to one of the inspectors—that thereupon the supervisor of the town of Herkemer, and the supervisor of the town of German Flatts, refused to suffer the said votes to be opened or received, but declared that they should be destroyed. That the supervisor of Whites-Town insisted, that the bundle of votes was legally returned to that board, and ought to be counted: that if the inspectors of that election had proceeded irregularly, they were punishable; but



that the board of supervisors were not authorized to go into such enquiry---that the ballots taken in Whites Town, were rejected and destroyed, without any other charge or pretence of irregularity whatsoever, and the election determined from the ballots of the towns of Herkemer and German Flats only.

That it is a prevailing opinion in the county, that if the ballots of Whites-Town had been counted, Michael Myers, Esquire, would not have had a plurality of votes, and could not have been returned as a member in Assembly. That fearing the evil consequences of so dangerous a precedent, they humbly pray that the seat of the said Michael Myers, Esquire, in this House may be vacated.

Several depositions referred to in the said petition were also read.

*Ordered*, That the said petition, and the several depositions which accompany the same, be committed to the committee of privileges and elections.

A petition of Casper Rouse, of Pitt's Town, in Rensselaer county, praying a law to enable him to pay in certificates of the Treasurer of this State, for lands by him purchased in the year one thousand seven hundred and eighty eight, of the commissioners of forfeitures in the western district, was read, and referred to Mr. Savage, Mr. Vail and Mr. Conger.

Then the House adjourned until eleven of the clock to-morrow morning.

SATURDAY, 11 O'clock, A. M. *January 7, 1792.*

John Gelston, Esquire, one of the members of this House, returned as duly elected in Suffolk county, appeared in the Assembly chamber.

*Ordered*, That Mr Akin and Mr. Wylley attend before one of the commissioners appointed to administer oaths, with Mr. Gelston, and see him duly qualified.

A petition of Tunis T. Van Vechten and Harmanus Ten Eyck, loan officers of the county of Albany, praying an additional allowance for their services and expenses, was read, and referred to Mr. McCarty, Mr. Mitchell and Mr. Schermerhorn.

A petition of Peter Hogeboom, relative to assignments to him of arrears of pay due to certain soldiers during the late war, was read, and referred to Mr. M. Smith, Mr. Purdy, and Mr. De Lamater.

A petition of the judges and assistant justices of the court of common pleas in Saratoga, praying an alteration in the times of holding the said courts, and praying an additional term, was read, and committed to the members of this house, from the said county.

Mr. Akin reported, that pursuant to the order of the House, Mr. Wylley and himself had attended before the Honorable Pierre Van Cortlandt, Esquire, one of the commissioners appointed to administer oaths, with Mr. Gelston, and had seen him duly qualified, by taking and subscribing the oaths by law required.

*Ordered*, That Mr. Gelston take his seat.

Mr. Barker, from the committee of the whole House, on his Excellency the Governor's speech, reported, that the committee had agreed to two resolutions, which he was directed to report to the House, viz.

*Resolved*, That it is the opinion of this committee, that the reports, and other papers accompanying his Excellency's speech, relative to inland navigation from Fort-Edward to Wood creek, in the county of Washington, be referred to a committee to report their opinion thereon to the House.

*Resolved*, That it is the opinion of this committee, that the reports and other papers relative to inland navigation in the county of Herkemer, which accompanied the said speech of his Excellency the Governor, be referred to a committee, to report their opinion thereon to the House. And

That he was directed by the said committee, to move for leave to sit again.

Mr. Barker read the report in his place, and delivered the same in at the table, where it was again read, and agreed to by the House.

*Ordered*, That the said committee have leave to sit again. Thereupon,

*Resolved*, That the reports and other papers relative to inland navigation, from Fort Edward to Wood creek, in Washington county, which accompanied the speech of his Excellency the Governor, be referred to a committee to report their opinion thereon to the House; and that Mr. Hitchcock, Mr. Brown, Mr. Ford, Mr. Gelston, and Mr. Tompkins, be a committee for that purpose.



*Resolved*, That the reports and other papers relative to inland navigation from the Mohawk river to Wood creek, in Herkemer county, which also accompanied the said speech of his Excellency the Governor, be referred to a committee to report their opinion thereon to the House; and that Mr. Talbot, Mr. M. Smith, Mr. Mitchell, Mr. Purdy and Mr. Smith, of Suffolk, be a committee for that purpose.

*Mr. Speaker* laid before the House the two following accounts, which were read, in the words and figures following, and ordered to be inserted in the journal of this House, viz.

An account of bills of credit which were emitted in pursuance of an act of the legislature of this State, passed the 18th day of April, 1786, which have been brought in and exchanged for bills emitted in 1788.

1 Bill of		£. 5
1 do.		4
4 do.	£. 3,	12
5 do.	2,	10
13 do.	1,	13
33 do.	10s.	16 10
48 do.	5s.	12
<hr/>		<hr/>
105 Bills,		£. 72 10

WE the subscribers, the three surviving signers of the bills of credit emitted in pursuance of an act of the legislature of the State of New-York, entitled, *An act to take out of circulation the bills of credit emitted by law, and to emit others as a substitute*, passed the 8th day of February, 1788, Do hereby certify, that the Treasurer of this State, has in our presence, agreeably to the directions contained in the said law, destroyed by burning to ashes, the one hundred and five bill described in the above list, amounting together to seventy-two pounds, ten shillings. Witness our hands, this seventh day of November, 1791.

DANIEL M'CORMICK,  
JOHN DE PEYSTER,  
NICHOLAS HOFFMAN.

*Mr. Speaker* also laid before the House, another account, in the words and figures following, which was read, and ordered to be inserted in the journal of this House, viz.

"An account of Bills of credit of the emission of the 8th day of February, 1788, prepared for cancelling, arising from interest and part principal of the monies put out on loan, in the year 1786, to the third Tuesday of June last.

464 Bills of £. 10		is £. 4,640
295 do.	5 -	1,475
592 do.	4 -	2,368
595 do.	3 -	1,785
632 do.	2 -	1,264
2,100 do.	1 -	2,100
7,576 do.	10s. -	3,788
22,400 do.	5s. -	5,600
<hr/>		<hr/>
34,654 Bills		£. 23,020

WE the subscribers, the three surviving Signers of the bills of credit emitted in pursuance of an Act of the Legislature of the State of New-York, entitled "*An act to take out of circulation the bills of credit emitted by law, and to emit others as a substitute*", passed the 8th day of February, 1788, Do hereby certify, that the Treasurer of this State, has in our presence, agreeably to the directions contained in the said law, destroyed by burning to ashes, the thirty-four thousand six hundred and fifty-four bills described in the above list, amounting together to twenty-three thousand and twenty pounds. Witness our hands, this seventh day of November, 1791.

DANIEL M'CORMICK,  
JOHN DE PEYSTER,  
NICHOLAS HOFFMAN.

Then the house adjourned until Monday next, at eleven of the clock in the forenoon.



MONDAY, 11 O'clock A. M. Januray 9th, 1792.

William North and Stephen Lush, Esquires, members of this house, returned as duly elected in the county of Albany, and Samuel Haight and Elias Newman, Esquires, returned as duly elected in Westchester county, respectively appeared in the Assembly chamber.

*Ordered*, That Mr. Berry and Mr. Knickerbacker, attend before one of the commissioners appointed to administer oaths, with the gentlemen before named, and see them duly qualified.

A petition of Douw Fonda, one of the loan officers of Montgomery county, praying an additional allowance for his services and expences as a loan officer, was read and referred to Mr. M'Carty, Mr. Mitchel and Mr. Schermerhorn.

A petition of Nathaniel Sackett, praying legislative aid to open a road from the great Minisink road to the Delaware river. A petition of John Moore and others, a petition of Johannis Maesten and others, a petition of Henry Smith and others, a petition of Gilbert Roberts and others, and a petition of William Watson and others, respecting the said road, and praying legislative aid for opening the same, from Shawangunk mountains to the Delaware river, were respectively read, and referred to Mr. Foote, Mr. Coe and Mr. Barker.

A petition of Henry Bethune Stark, praying a law to vest him with the rights of a citizen, was read, and referred to Mr. W. S. Livingston, Mr. Ford, and Mr. Cornwell.

Mr. Berry reported, that pursuant to the order of the House, Mr. Knickerbacker and himself had attended before the Honorable Pierre Van Cortlandt, Esquire, one of the commissioners appointed to administer oaths, with Mr. North, Mr. Lush, Mr. Haight and Mr. Newman, and had seen those gentlemen respectively duly qualified, by taking and subscribing the oaths by law prescribed.

*Ordered*, That the gentlemen last named take their seats.

A petition of Robert M'Clallen, of the city of Albany, praying a loan of two thousand pounds, without interest, for five years, to enable him to carry on more extensively a glass work in the county of Albany, was read, and referred to Mr. Lush, Mr. North and Mr. Haight.

Mr. Havens, from the committee appointed to prepare and report a draft of a respectful address to his Excellency the Governor, in answer to his Speech at the opening of the session, reported, that the said committee had prepared a draft accordingly, which draft he read in his place, and delivered in at the table, where the same was again read.

*Ordered*, That the said draft of an address be committed to a committee of the whole House, and that the House resolve itself into a committee thereon immediately.

The House then resolved itself into a committee of the whole house, on the said draft of an address; and after some time spent thereon, *Mr. Speaker* reassumed the chair, and Mr. Smith of Suffolk county, from the said committee, reported, that the committee had gone through the said draft, and made amendments, which he was directed to report to the house; and he read the report in his place, and delivered the draft and amendments in at the table, where the same were again read, and agreed to by the house.

*Ordered*, That the draft, as amended, be engrossed.

*Resolved*, That the committee appointed on the seventh day of January instant, to report relative to inland navigation, from Fort Edward to Wood creek, in Washington county, and the committee appointed on the same day, to report on the papers relative to inland navigation from the Mohawk river to Wood creek, in Herkemer county, be, and are hereby respectively discharged.

*Resolved*, (if the Honorable the Senate concur herein) That a joint committee of both Houses of the Legislature be appointed to confer on the report of the commissioners of the land-office, to the legislature, relative to the making of *Canals* for inland navigation in Washington and Herkemer counties; and in case of such concurrence, that Mr. M. Smith, Mr. Hitchcock, Mr. Talbot, Mr. Lush, Mr. Brown, Mr. Ford and Mr. Nicoll, be of the said committee on the part of this House.

*Ordered*, That Mr. Hopkins and Mr. Vail, deliver a copy of the preceding resolution to the Honorable the Senate.



Mr. Lewis, pursuant to notice by him given for that purpose on Saturday last, moved for leave to bring in a bill, entitled, *An act further to continue the acts for the appointment of an Auditor, and the settlement of the public accounts of this State.*

*Ordered,* That leave be given accordingly.

Mr. Lewis, according to leave, brought in the said bill, which was read the first time, and ordered a second reading.

A message from the Honorable the Senate, delivered by Mr. Webster and Mr. Powers, with the bill therein mentioned, was read, that the Senate have passed a bill entitled, *An act to authorize the Treasurer to subscribe to the Bank of New-York,* to which they request the concurrence of this house.

The said bill was read the first time, and ordered a second reading.

Mr. M'Carty, from the committee to whom was referred the petition of Tunis T. Van Vechten and Harmanus Ten Eyck, loan officers of the county of Albany, praying an additional allowance for their services and expences, reported, that it is the opinion of the committee, that the prayer of the petitioners ought to be granted.

*Resolved,* That the house do concur with the committee in the said report.

A copy of a resolution of the Honorable the Senate, delivered by Mr. Powers and Mr. Micheau, was read, and is in the words following, viz.

*Resolved,* (if the Honorable the Assembly concur herein) That a joint committee of both houses of the legislature be appointed, to wait upon such gentlemen of the clergy in this city, as have usually attended, and request them to make such arrangements among themselves, that one of them may daily attend each house, to open the business with prayer; and that the legislature will provide for their compensation, and in case of such concurrence, that Mr. Van Cortlandt be of the said committee, on the part of the Senate.

*Resolved,* That this house do not concur with the Honorable the Senate in the said resolution.

*Ordered,* That Mr. Hopkins and Mr. Vail deliver a copy of the last preceding resolution, to the Honorable the Senate.

*Resolved,* (if the Honorable the Senate concur herein) that two chaplains be appointed to the legislature, to officiate alternately in the respective houses, by opening the business of each day with prayer; and in case of such concurrence, that each house proceed by ballot to the appointment of a chaplain.

*Ordered,* That Mr. Hopkins and Mr. Vail deliver a copy of the last preceding resolution, to the Honorable the Senate.

Then the House adjourned, until eleven of the clock to-morrow morning.

TUESDAY, 11 o'clock, A. M. January 10th, 1792.

John Smith, Esquire, one of the members of this house, returned as duly elected in Orange county, appeared in the Assembly chamber

*Ordered,* That Mr. Marvin and Mr. Patterson attend before one of the commissioners appointed to administer oaths, with Mr. Smith, and see him duly qualified.

The bill entitled, *An act to authorize the Treasurer to subscribe to the Bank of New-York,* and the bill entitled, *An act to continue the acts for the appointment of an Auditor, and the settlement of the public accounts of this State,* were respectively read a second time, and committed to a committee of the whole house.

A memorial of Jonathan Fitch, a freeholder of Tioga county, relative to a seat in this house as a member, and a certificate of the supervisors of the same county, of the the number and state of the ballots by them canvassed on the last Tuesday in May last, for a member in this house from the said county, were respectively read, and committed to the committee of privileges and elections.

Mr. Marvin reported, that pursuant to the order of the house, Mr. Patterson and himself had attended before the Honorable Pierre Van Cortlandt, Esquire, one of the commissioners appointed to administer oaths, with Mr. Smith of Orange county, and had seen him duly qualified, by taking and subscribing the oaths by law prescribed.

*Ordered,* That Mr. Smith take his seat.

Nine copies of a petition of Elijah Owen, junior, Barent Roorbach and others, inhabitants of Ball's Town, praying a division of the said town into three towns; and a petition of John Clark and Elisha Powell, together with extracts of the minutes of a meeting of sundry inhabitants of Ball's Town, praying that the said town may be di-



vided into four towns, were respectively read, and referred to the members of this house from Saratoga county.

A memorial of Gerard Bancker, Esquire, Treasurer of this State, relative to the delivery of certificates for pay due to the late troops of this State, with fundry depositions, certificates and other papers attending the same, were read, and referred to Mr. M. Smith, Mr. Purdy, Mr. De Lamater, Mr. Hoffman, and Mr. Lush.

By unanimous consent, the house resolved itself into a committee of the whole house, on the bill entitled *An act to authorize the Treasurer to subscribe to the Bank of New-York*; and after some time spent thereon, Mr. Speaker reassumed the chair, and Mr. Barker from the said committee reported, that the committee had gone through the bill without amendment, which he was directed to report to the house; and he read the report and bill in his place, and delivered the same in at the table, where they were again read, and agreed to by the house.

By unanimous consent, the house resolved itself into a committee of the whole house, on the bill entitled *An act to continue the acts for the appointment of an Auditor, and the settlement of the public accounts*; and after some time spent thereon, Mr. Speaker reassumed the chair, and Mr. Doughty from the said committee reported, that the committee had made progress therein, and had directed him to move for leave to sit again.

*Ordered*, That the said committee have leave to sit again.

Mr. Sickels, from the committee to whom was referred the petition of the judges and assistant justices of the court of common pleas for the county of Rensselaer, praying that the times of holding the courts of common pleas and general sessions of the peace, in the said county, may be changed, and that another term may be added, reported, that it is the opinion of the committee that the prayer of the petition ought to be granted---that the committee have prepared a bill for that purpose, and directed him to move for leave to bring in the same.

*Ordered*, That leave be given accordingly.

Mr. Sickels, according to leave, brought in the said bill, entitled, *An act for altering the times of holding the courts in the county of Rensselaer*, which was read the first time, and ordered a second reading.

The engrossed address to his Excellency the Governor, was read, and is in the words following, viz.

To his Excellency GEORGE CLINTON, Esquire, Governor of the State of New-York, Commander in Chief of the Militia, and Admiral of the Navy of the same.

*The respectful Address of the Assembly.*

S I R,

IT is with the most unfeigned satisfaction, that we contemplate with your Excellency, the continued blessings of that Divine Providence which hath so bountifully distinguished this State and country with those highest social blessings, tranquility and freedom.

That happy situation of our finances to which you have adverted, is calculated also to impress on the public mind a pleasing sentiment of general prosperity, an anticipation of the advantages which must result from a judicious and provident management of them, and an animating presentiment of convenience and still increasing wealth, from the extensive improvements which their eligible state may suggest.

The internal navigation of this State is doubtless an object of high importance, interesting both to agriculture and commerce, and claiming peculiar legislative regard. The practicability of effecting the improvements of this nature at a moderate expence, which the legislature contemplated at their last meeting, will doubtless form an object too magnified in the estimation of the community, not to command the strictest attention and inquiry.

It is unquestionably a truth which cannot be too forcibly inculcated, that the diffusion of knowledge is not only productive of virtue in a state, but is also one of the best securities of its civil liberties. None but such as are ignorant of this, or insensible to the public good, can be informed of the flourishing state of our seminaries of learning, without emotions of pleasure; and no doubt it will be with pleasure that the legislature will patronize, and from time to time afford every necessary and expedient encouragement to such valuable institutions.



But amongst the objects which your Excellency hath presented to our view, there is one too singular and alarming not to claim a particular and immediate regard. The daring violation of the rights of the people in the murder of an officer of government in the execution of his duty, and attended with aggravating circumstances, is at once calculated to excite the public regret and indignation.

The laws of our country will be sufficient, we trust, for the punishment of the guilty; and this house will cheerfully concur in making the necessary provision for such extraordinary expences incurred upon the occasion, as may have been sanctioned by your Excellency.

It is extremely satisfactory to reflect from your Excellency's information, that in the most remote and uncultivated parts of the State, the government has been found to possess an energy adequate to the preservation of good order, and a respect to the laws. Policy, as well as justice, would dictate, that the strictest regard should be paid to the treaties made with the friendly tribes of Indians on the frontiers. While we cannot withhold our approbation of your Excellency's conduct on this business, we are ready to assure you that any measures proposed in respect to it, that shall be expedient, and more compatible with the mild spirit of the present government, shall meet our hearty approbation.

*Assembly Chamber, January 10th, 1792.*

*Ordered*, That Mr. Speaker subscribe the said address on behalf of the house.

*Resolved*, That the said address be presented to his Excellency the Governor, by the whole house.

*Ordered*, That Mr. Ten Broeck and Mr. Frey wait on his Excellency the Governor, to know when he will be pleased to be attended by this house, with their respectful address.

A copy of a resolution of the Honorable the Senate, delivered by Mr. Micheau and Mr. Pye, was read, that the Senate do not concur with this house in their resolution of the fourth instant, for appointing David Barclay serjeant at arms to the legislature, during their present meeting. Thereupon

*Resolved*, That David Barclay be, and he is hereby appointed serjeant at arms to this house.

A copy of a resolution of the Honorable the Senate, delivered by Mr. Pye and Mr. Van Cortlandt, was read, concurring with this house in their resolution of yesterday, for appointing a joint committee of both houses of the legislature, to confer on the report of the commissioners of the land office, relative to the making of canals for inland navigation, in Washington and Herkimer counties; and thereby appointing Mr. Williams, Mr. Van Cortlandt, and Mr. Tillotson to be of the said committee, on the part of the Senate.

By unanimous consent, the engrossed bill from the Senate, entitled, *An act to authorize the Treasurer to subscribe to the Bank of New-York*, was read the third time.

*Resolved*, That the bill do pass.

*Ordered*, That Mr. Havens and Mr. W. P. Smith, deliver the bill to the Honorable the Senate, and inform them that this house have passed the same, without amendment.

Mr. Ten Broeck reported, that pursuant to the order of the House, Mr. Frey and himself had waited on his Excellency the Governor, to know when he would be pleased to be attended by this house, with their respectful address; and that his Excellency had been pleased to appoint one of the clock to-morrow, at the government house, for that purpose.

*Resolved*, That this house will on Saturday next, at twelve of the clock, proceed to nominate and appoint a council of appointment.

A copy of a resolution of the Honorable the Senate, delivered by Mr. Pye and Mr. Van Cortlandt, was read, that the Senate do not concur with this house, in their resolution of yesterday, that two chaplains be appointed to the legislature, to officiate alternately in the respective houses.

A copy of a resolution of the Honorable the Senate, also delivered by Mr. Pye and Mr. Van Cortlandt, was read, and is in the words following, viz.

“ *Resolved*, (if the Honorable the Assembly concur herein) that the legislature will make provision for compensating such gentlemen of the clergy, as shall open the business of either house with prayer, during their present session.”

*Ordered*, That the consideration of the said resolution be postponed until to-morrow. Then the house adjourned, until eleven of the clock to-morrow morning.



WEDNESDAY, 11 O'clock A. M. *January 11th, 1792.*

The bill entitled, *An act for altering the times of holding the courts in the county of Rensselaer*, was read a second time, and committed to a committee of the whole house.

A petition of Beriah Palmer, relative to a division of Ball's Town, in Saratoga county, was read, and referred to Mr. M'Carty, Mr. Tompkins and Mr. Cannon.

A petition of Ephraim Smith and others, also relative to a division of Ball's Town, was read, and referred to the members of this house from Saratoga county.

A petition of Peter Reeve and others, of Southold in Suffolk county, praying that the town may be divided into two towns.

A petition of John Wells and others justices of the peace, and other inhabitants of Southold, for the reasons therein set forth, praying, that the legislature would postpone any determination on the petition last mentioned, until the next meeting of the legislature—A petition of Benjamin Horton, junior, and others, and a petition of Henry Herrick, and others, respectively praying a law that the town-meetings in Southold may be held alternately, at the old town meeting-house, and Aquabogue meeting-house, were respectively read, and referred to Mr. Purdy, Mr. Doughty and Mr. Clowes.

A petition of the late wardens of the port of New-York, praying a recompence for extra services in their office, was read, and referred to Mr. Nicoll, Mr. Tompkins and Mr. Gelston.

A petition of Jellis A. Fonda, Esquire, relative to certificates for arrears of pay due to certain soldiers in the late war, was read, and referred to Mr. M. Smith, Mr. Purdy, Mr. De Lamater, Mr. Hoffman and Mr. Lush.

The house proceeded to the consideration of the resolution of the Honorable the Senate, of yesterday, the consideration whereof was postponed until this day.

The said resolution being again read, is in the words following, viz.

*Resolved*, (if the Honorable the Assembly concur herein) That the legislature will make provision for compensating such gentlemen of the clergy, as shall open the business of either house with prayer, during their present session."

*Resolved*, That the house do concur with the Honorable the Senate, in the said resolution.

*Ordered*, That Mr. Havens and Mr. W. P. Smith, deliver a copy of the last preceding resolution of concurrence, to the Honorable the Senate.

*Resolved*, that this house will immediately proceed to choose by ballot two chaplains, alternately to attend this house during the present session, and open the business thereof with prayer.

The ballots being taken and told, it appeared that William Linn, Doctor in Divinity, and Mr Benjamin Foster, clerk, were duly elected. Thereupon

*Resolved*, That the Rev. Dr. Linn, and the Rev. Mr. Benjamin Foster, be, and they hereby are appointed chaplains to this house; that the clerk of this house inform them thereof, and desire their daily attendance alternately, to open the business with prayer.

Mr. W. S. Livingston, from the committee to whom was referred the petition of Henry Bethune Stark, praying a law to vest him with the rights of a citizen of the State of New-York, and making him capable of holding real estate within the same, reported, that it is the opinion of the committee, that the prayer of the petition ought to be granted; that the committee have prepared a bill for that purpose, and directed him to move for leave to bring in the same.

*Resolved*, That the house do concur with the committee in the said report.

*Ordered*, That leave be given to bring in such bill.

Mr. W. S. Livingston, according to leave, brought in the said bill, entitled, *An act to enable Henry Bethune Stark, to purchase and hold real estates within this State*, which was read the first time, and ordered a second reading.

Mr. Berry, from the committee to whom was referred the petition of the judges and assistant justices of the court of common pleas in Saratoga county, praying an alteration in the times of holding the said courts, and an additional term, reported, that it is the opinion of the committee, that the prayer of the petition ought to be granted, and that a clause should be inserted in some proper bill for that purpose.

*Resolved*, That the house do concur with the committee in the said report.



*Resolved*, (if the Honorable the Senate concur herein) that a joint committee of both houses of the legislature, be appointed, to report such dispositions and appropriations of the revenue arising from the public stock in the treasury, and the monies which may become due to the same in the course of the present year, as may be proper and necessary; and in case of such concurrence, that Mr. Lewis, Mr. Havens, Mr. Sickels, Mr. W. P. Smith, Mr. Lush, Mr. Purdy and Mr. Foote, be of the said committee on the part of this house.

*Ordered*, That Mr. Havens and Mr. W. P. Smith, deliver a copy of the last preceding resolution, to the Honorable the Senate.

*Mr. Speaker* left the chair, and with the house attended his Excellency the Governor, with their respectful address, according to his appointment; and being returned, he reassumed the chair, and reported, that the house had attended his Excellency the Governor, with their respectful address; that his Excellency had been pleased to return an answer, and deliver to him a copy thereof, which was read, and is in the words following, viz.

*Gentlemen,*

AS it is a duty equally incumbent on us to promote the public good, it must afford peculiar satisfaction to discover a coincidence in opinion, as to the means of effecting this important object.

The interesting light in which you contemplate the diffusion of knowledge, the facilitation of inland communication, and the proper management of our finances, justifies the anticipation of essential advantages from your deliberations; and I entreat you to be assured of my best endeavours to render your session agreeable, and to give efficacy to the measures of the legislature.

G E O. C L I N T O N.

New-York, 11th January, 1792.

*Ordered*, That the answer of his Excellency the Governor be forthwith printed.

Then the House adjourned until eleven of the clock to-morrow morning.

THURSDAY, 11 o'clock A. M. *January 12th, 1792.*

James Tallmadge, Esquire, a member of this house returned as duly elected in Dutchess county, and Benjamin Birdfall, Esquire, returned as duly elected in Columbia county, respectively appeared in the Assembly chamber.

*Ordered*, That Mr. Clark and Mr. Patterson attend before one of the commissioners appointed to administer oaths, with Mr. Tallmadge and Mr. Birdfall, and see them duly qualified.

The bill entitled, *An act to enable Henry Bethune Stark, to purchase and hold real estates within this State*, was read a second time, and committed to a committee of the whole house.

A petition of Elijah Skinner, junior, praying relief as to a bill of credit of this State, of the value of ten pounds, of the emission of the 18th day of April 1786, now in his possession, with a deposition attending the same, were read; and committed to the committee appointed to examine what laws are expired, or near expiring, and to report thereon.

A petition of Peter Gansevoort, junior, sheriff of the city and county of Albany, praying a law to enable him to remove his prisoners from the old to the new gaol in Albany, and to repeal the act prohibiting the keeper of the gaol to retail spiritous liquors; and a petition of John Ostrander, gaoler in the said city, praying to be permitted by law to retail spiritous liquors in the said gaol, were respectively read, and referred to the members of this house from the county of Albany.

A petition of John Charlton and others, relative to the payment of debts due from forfeited estates in the State of New-Jersey, was read, and referred to Mr. Lush, Mr. Van Cortlandt and Mr. Graham.

A petition of Robert Boyd and others, stiling themselves a society of mechanics, praying to be incorporated, was read, and referred to Mr. W. P. Smith, Mr. Patterson, and Mr. Cornwell.

A petition of Robert Townsend, administrator of Samuel Townsend, deceased, relative to monies received by his intestate from the Treasurer of the State, with an account attending the same, were read, and referred to Mr. Smith of Suffolk county, Mr. M. Smith and Mr. Cornwell.

A petition of *Jonathan Holcomb*, and a petition of *John Van Buren*, respectively, insolvent debtors in Columbia county, were respectively read, and ORDERED to be laid on the table.



Mr. Clark reported, That pursuant to the order of the house, Mr. Patterson and himself had attended before the Honorable Pierre Van Cortlandt, Esquire, one of the commissioners appointed to administer oaths, with Mr. Tallmadge and Mr. Birdfall, and had seen them duly qualified, by taking and subscribing the oaths by law prescribed.

*Ordered*, That Mr. Tallmadge and Mr. Birdfall take their seats.

A message from the Honorable the Senate, delivered by Mr. Van Cortlandt and Mr. Van Nefs, with the Bills therein mentioned, was read, that the Senate have passed a bill entitled *An act to repeal an act, entitled "An act to regulate waggons in the County of Suffolk,"* and a bill entitled *An act to repeal the acts therein mentioned*, and request the concurrence of this house to the said bills respectively.

The said bills were respectively read the first time, and ordered a second reading.

A copy of a resolution of the Honorable the Senate, also delivered by Mr. Van Cortlandt and Mr. Van Nefs, was read, concurring with this house in their resolution of yesterday, that a joint committee of both houses of the legislature, be appointed to report proper and necessary dispositions and appropriations, of the revenue to arise from the public stock in the treasury; and appointing Mr. Livingston, Mr. Jones, Mr. Williams and Mr. Clinton of the said committee, on the part of the Senate.

Mr. Lush, pursuant to notice by him given for that purpose yesterday, moved for leave to bring in a bill, entitled *An act to prevent obstructions to docks and wharves in the city of Albany, and for the increase of firemen in the said city.*

*Ordered*, That leave be given accordingly.

Mr. Lush, according to leave, brought in the said bill, which was read the first time, and ordered a second reading.

By unanimous consent, the bill entitled *An act to repeal an act, entitled "An act to regulate waggons in the county of Suffolk,"* was read a second time, and committed to a committee of the whole house.

Mr. Foote from the committee to whom were referred the several petitions of Nathaniel Sackett, John Moore, Henry Smith, William Watson, Gilbert Roberts and others, relative to the opening a road from Mamakating in Ulster county, to the river Delaware, reported, that it is the opinion of the committee, that a bill should be brought in for the purpose in the said petitions mentioned.

*Ordered*, That leave be given to bring in such bill; and that the committee to whom the said petitions were referred, do prepare and bring in the same.

Mr. Lush, from the committee to whom was referred the petition of Robert M'Clallen of the city of Albany, praying aid to enable him to carry on more extensively a glass-work, in the county of Albany, reported, that the committee have prepared a bill agreeably to the prayer of the said petition, and directed him to move for leave to bring in the same.

*Ordered*, That leave be given accordingly.

Mr. Lush, according to leave, brought in the said bill, entitled *An act to encourage a manufactory of glass wares, by a loan of money, to the proprietor thereof*, which was read the first time, and ordered a second reading.

By unanimous consent, the house resolved itself into a committee of the whole house, on the bill entitled *An act to repeal an act, entitled "an act to regulate waggons in the county of Suffolk,"* and after some time spent thereon, Mr. Speaker reassumed the chair, and Mr. M. Smith from the said committee reported, that the committee had gone through the bill without amendment, which he was directed to report to the house; and he read the bill and report in his place, and delivered the bill in at the table, where the same was again read.

Mr. Havens, from the committee of the whole house, on the bill entitled *An act for altering the times of holding the courts in the county of Rensselaer*, reported, that the committee had gone through the bill, made amendments, added a clause, and altered the title; that the altered title is, *An act for altering the times of holding the courts in the counties of Rensselaer and Saratoga, and for an additional term in each of the said courts*, which he was directed to report to the house; and he read the report in his place, and delivered the bill, amendments and clause in at the table, where the same were again read, and agreed to by the house.

*Ordered*, That the bill, amendments and clause, be engrossed.



Mr. Berry, from the committee to whom were referred the several petitions of the inhabitants of Ball's-Town, praying that the said town may be divided into three towns; and the petition of John Clark and Elisha Powell, in behalf of a general committee of the said town, praying that the said town may be divided into four towns—Reported,

That the first mentioned petitions were carried about in the said town, and subscribed by the inhabitants, previous to the meetings and mode of conducting the business, as mentioned in the other petition; that it was the general wish of all the inhabitants of the said town, that the same should be divided; but the most proper mode of accomplishing it, was a matter at that time not well understood; the then object was only for a division: Since that time, viz. on the 13th day of October last, a general committee appointed by the inhabitants was convened, to agree on the best manner to divide the said town, and a number of the inhabitants, who had subscribed the first petition, fell in and agreed with the said general committee, in the mode recommended by them, for dividing the said town, into four towns; that the committee, from their own knowledge of the whole of this business, are unanimously of opinion, that the prayer of the last mentioned petition ought to be granted.

*Ordered*, That the consideration of the said report be postponed until Monday next.

By unanimous consent, the bill entitled *An act to repeal an act, entitled "An act to regulate waggon in the county of Suffolk,"* was read the third time.

*Resolved*, That the bill do pass.

*Ordered*, That Mr. W. S. Livingston and Mr. Haight deliver the bill to the Honorable the Senate, and inform them, that this house have passed the same, without amendment.

Then the house adjourned, until eleven of the clock to-morrow morning.

FRIDAY, 11 o'clock A. M. January 13th, 1792.

The engrossed bill, entitled *An act for altering the times of holding the courts in the counties of Rensselaer and Saratoga, and for an additional term in each of the said courts*, was read the third time.

*Resolved*, That the bill do pass.

*Ordered*, That Mr. W. S. Livingston and Mr. Haight, deliver the said bill to the Honorable the Senate, and request their concurrence.

The bill entitled, *An act to repeal the acts therein mentioned*, the bill entitled, *An act to prevent obstructions to Docks and Wharves in the city of Albany, and for the increase of Fire-men in the said city*, and the bill entitled, *An act to encourage a Manufactory of glass wares, by a loan of money to the proprietor thereof*, were respectively read a second time, and committed to a committee of the whole house.

Five several copies of a petition of Jesse Thompson, David Conklin and others, inhabitants of Washington Town in Dutchess county, praying that the said Town may be divided into two Towns, were read, and referred to the members of this house, from the county of Dutchess.

A petition of Verdine Elsworth, relative to a grant of three thousand acres of land, as a reduced Captain in the troops raised in the colony of New-York, in the year 1755; and a petition of Marinus Willett, a reduced Subaltern, in the troops raised in 1758, for a grant of two thousand acres of land, were severally read and referred, to Mr. Van Cortlandt, Mr. Clark and Mr. M'Master.

Mr. M'Carty, from the committee to whom was referred the petition of Douw Fonda, one of the Loan Officers for the county of Montgomery, praying an additional allowance for his services and expences, reported, that it is the opinion of the committee, that the prayer of the petition ought to be granted—that the committee have prepared a bill for granting compensation for their additional services, to the Loan Officers of Albany, and Montgomery counties, and directed him to move for leave to bring in the same.

*Ordered*, That leave be given accordingly.

Mr. M'Carty, according to leave, brought in the said bill, entitled, *An act granting an additional sum to the Loan Officers of the counties of Albany and Montgomery*, which was read the first time, and ordered a second reading.

Mr. Patterson (in the absence of Mr. Doughty) from the committee of the whole house, on the bill, entitled *An act further to continue the acts for the appointment of an Auditor, and the settlement of the public accounts of this State*, reported, that the com-



mittee had made further progress in the bill, and had directed him to move for leave to sit again.

*Ordered*, That the said committee have leave to sit again.

A message from the Honorable the Senate, delivered by Mr. Swartwout and Mr. L'Hommedieu, with the bill therein mentioned, was read, that the Senate have passed a bill entitled, *An act to amend an act, entitled "An act to regulate the repacking of beef and pork for exportation," so far as relates to the county of Suffolk*, to which they request the concurrence of this house.

The said bill was read the first time, and ordered a second reading.

A message from the Honorable the Council of Revision, transmitted to this house by the Honorable the Senate, was read, "That it does not appear improper to the council, that the bill, entitled, *An act to authorize the Treasurer, to subscribe to the bank of New-York*, should become a law of this State."

Mr. W. S. Livingston, from the committee of the whole house, on the report of the commissioners appointed by a statute passed the 3th day of March, 1790, to receive and state accounts and claims against this State, reported, that the said report had been read through in the committee; that the committee had made some progress therein, and had directed him to move for leave to sit again.

*Ordered*, That the said committee have leave to sit again.

Then the house adjourned until eleven of the clock to-morrow morning.

SATURDAY, 11 o'clock A. M. *January 14th 1792.*

Joseph Hasbrouck, Esquire, a member of this house, returned as duly elected in Ulster county, appeared in the Assembly chamber.

*Ordered*, That Mr. Marvin and Mr. Newman, attend before one of the commissioners appointed to administer oaths, with Mr. Hasbrouck, and see him duly qualified.

A certificate of a supervisor, assessors and town clerk of the county of Ontario, now presented, of the number and state of the ballots for a member in this house, from that county, was read, and committed to the committee of privileges and elections.

The bill, entitled, *An act for granting an additional sum to the loan officers of the counties of Albany and Montgomery*, and the bill entitled, *An act to amend an act, entitled "An act to regulate the repacking of beef and pork for exportation," so far as relates to the county of Suffolk*, were respectively read a second time, and committed to a committee of the whole house.

A petition of Silas Delay, claiming pay as a soldier in Col. Weiffensels regiment, which is alledged by mistake not to have been audited or paid, with sundry certificates attending the same, were read, and referred to Mr. Tallmadge, Mr. Knickerbacker and Mr. Palmer.

A petition of Oliver Teller and others, administrators of the estate of Jacobus De-Peyster, deceased, relative to demands in right of their testator, for lead, flour, timber and wood, by him supplied for the use of the United States, in the late war, was read, and committed to a committee of the whole house, to be taken into consideration with the report of the commissioners, appointed to receive and state claims against this State.

Mr. Lewis, from the committee to examine what laws are expired or near expiring, reported, that it is the opinion of the committee, that the bounty granted on Hemp, raised within this State, should be continued; that the committee have prepared a bill for that purpose, and directed him to move for leave to bring in the same.

*Ordered*. That leave be given accordingly.

Mr. Lewis, according to leave, brought in the said bill, entitled *An act to continue an act, entitled, "An act granting a bounty on Hemp to be raised within this State,"* which was read the first time, and ordered a second reading.

Mr. M'Carty, from the committee to whom was referred the petition of Peter Gansevoort, jun. Sheriff of Albany, praying a law to remove his prisoners from the old to the new gaol, in that County, reported, that it is the opinion of the committee, that a bill should be brought in for that purpose; that the committee have prepared such bill, and directed him to move for leave to bring in the same.

*Ordered*, That leave be given accordingly.

Mr. M'Carty, according to leave, brought in the said bill, entitled, *An act autho-*



rizing the Sheriff of Albany, to remove his prisoners to the gaol lately erected in the said county of Albany, which was read the first time, and ordered a second reading.

Mr. M'Carty, from the committee to whom was referred the petition of John Ostrander, jun. keeper of the gaol of the county of Albany, praying permission to retail spiritous liquors in the said gaol, reported, that it is the opinion of the committee, that a bill should be brought in for that purpose ; that the committee have prepared such bill, and directed him to move for leave to bring in the same.

*Ordered*, That leave be given accordingly.

Mr. M'Carty, according to leave, brought in the said bill, entitled *An act to amend the act, entitled " An act to restrain the immoderate use of spiritous liquors, in the gaols of the cities and counties of New-York and Albany,"* which was read the first time, and ordered a second reading.

Mr. Marvin reported, that pursuant to the order of the house, Mr. Newman and himself, had attended before the Honorable Pierre Van Cortlandt, Esquire, one of the commissioners appointed to administer oaths, with Mr. Hasbrouck, and had seen him duly qualified, by taking and subscribing the oaths by law required.

*Ordered*, That Mr. Hasbrouck take his seat.

A certificate of the supervisors of Tioga county, now presented, stating the number and state of the ballots for a member in this house, from the said county, was read, and committed to the committee of privileges and elections.

The order for the day, for the nomination and appointment of a council of appointment, being read, the house proceeded openly to nominate and appoint the said council ; and each member present, nominated four Senators, in the manner following, viz.

	Philip Van Cortlandt, Esquire.	David Pye, Esquire.	Stephen Van Rensselaer, Esq.	Peter Van Nels, Esquire.	William Powers, Esquire.	David Gellston, Esquire.		Philip Van Cortlandt, Esquire.	David Pye, Esquire.	Stephen Van Rensselaer, Esq.	Peter Van Nels, Esquire.	William Powers, Esquire.	David Gellston, Esquire.
Mr. Akin,	1	1	1	1			Mr. W.S. Livingston,	1	1	1	1	1	
Mr. Barker,	1	1	1	1			Mr. H. Livingston,	1	1	1	1	1	
Mr. Berry,	1	1	1	1	1		Mr. Lush,	1	1	1	1	1	
Mr. Birdfall,	1	1	1	1	1		Mr. Marvin,	1	1	1	1	1	
Mr. Brown,	1	1	1	1	1		Mr. M'Carty,	1	1	1	1	1	
Mr. Cannon,	1	1	1	1	1		Mr. M'Master,	1	1	1	1	1	
Mr. Clark,	1	1	1	1	1		Mr. Mitchell,	1	1	1	1	1	
Mr. Clowes,		1	1	1	1	1	Mr. Myers,	1	1	1	1	1	
Mr. Coe,		1	1	1	1	1	Mr. Newman.	1	1	1	1	1	
Mr. Coffin,		1	1	1	1	1	Mr. Nicoll,	1	1	1	1	1	
Mr. Conger,	1	1	1	1	1	1	Mr. North,	1	1	1	1	1	
Mr. Converse,	1	1	1	1	1	1	Mr. Palmer,	1	1	1	1	1	
Mr. Corawell,	1	1	1	1	1	1	Mr. Patterson,	1	1	1	1	1	
Mr. De Lamater,	1	1	1	1	1	1	Mr. Purdy,	1	1	1	1	1	
Mr. Doughty,		1	1	1	1	1	Mr. Savage,	1	1	1	1	1	
Mr. J. A. Fonda,	1	1	1	1	1	1	Mr. Schermerhorn,	1	1	1	1	1	
Mr. D. Fonda,	1	1	1	1	1	1	Mr. Sickels,	1	1	1	1	1	
Mr. Foote,	1	1	1	1	1	1	Mr. Smith, of Suffolk,	1	1	1	1	1	1
Mr. Ford,	1	1	1	1	1	1	Mr. M. Smith,	1	1	1	1	1	1
Mr. Frey,	1	1	1	1	1	1	Mr. W. P. Smith,	1	1	1	1	1	
Mr. Gellston,		1	1	1	1	1	Mr. Smith of Orange,	1	1	1	1	1	
Mr. Graham,	1	1	1	1	1	1	Mr. Talbot,	1	1	1	1	1	
Mr. Haight,	1	1	1	1	1	1	Mr. Tallmadge,	1	1	1	1	1	1
Mr. Hasbrouck,	1	1	1	1	1	1	Mr. Ten Broeck,	1	1	1	1	1	
Mr. Havens,		1	1	1	1	1	Mr. Tompkins,	1	1	1	1	1	
Mr. Hitchcock,	1	1	1	1	1	1	Mr. Vail,	1	1	1	1	1	
Mr. Hoffman,	1	1	1	1	1	1	Mr. Van Cortlandt,	1	1	1	1	1	
Mr. Hogeboom,	1	1	1	1	1	1	Mr. Will,	1	1	1	1	1	
Mr. Hopkins,	1	1	1	1	1	1	Mr. Wylley,	1	1	1	1	1	
Mr. Knickerbacker,	1	1	1	1	1	1							
Mr. Lewis,	1	1	1	1	1	1							

Mr. Hoffman made a motion, that Stephen Van Rensselaer, Esquire, one of the Senators from the Western District, be nominated and appointed one of the Council of Appointment. Thereupon

*Resolved*, That Stephen Van Rensselaer, Esquire, one of the Senators from the Western District, be, and he is hereby nominated and appointed, one of the council of appointment.



Mr. Coe made a motion, that David Pye, Esquire, one of the Senators from the Middle District, be nominated and appointed one of the council of appointment. Thereupon

*Resolved*, That David Pye, Esquire, one of the Senators from the Middle District, be, and he is hereby nominated and appointed, one of the council of appointment.

Mr. W. S. Livingston made a motion, That Philip Van Cortlandt, Esquire, one of the Senators from the Southern District, be nominated and appointed one of the council of appointment. Thereupon

*Resolved*, That Philip Van Cortlandt, Esquire, one of the Senators from the Southern District, be, and he is hereby nominated and appointed, one of the council of appointment.

Mr. Ford made a motion, that William Powers, Esquire, one of the Senators from the Eastern District, be nominated and appointed one of the council of appointment. Thereupon

*Resolved*, That William Powers, Esquire, one of the Senators from the Eastern District, be, and he is hereby nominated and appointed, one of the council of appointment. Thereupon

*Resolved*, That Philip Van Cortlandt, Esquire, one of the Senators from the Southern District, David Pye, Esquire, one of the Senators from the Middle District, Stephen Van Rensselaer, Esquire, one of the Senators from the Western District, and William Powers, Esquire, one of the Senators from the Eastern District, be, and they are hereby nominated and appointed, (according to the form and effect of the article of the constitution in such case made and provided) a council for the appointment of all officers, to be appointed within this State, other than those who by the constitution, are directed to be otherwise chosen and appointed.

Mr. Barker, from the committee of the whole house, on the bill, entitled, *An act to prevent obstructions to docks and wharves in the city of Albany, and for the increase of fire-men in the said city*, reported, that the committee had gone through the bill, made amendments, and altered the title; that the altered title is, *An act to prevent obstructions to docks and wharves in the city of Albany, and to increase the number of fire-men in the said city*, which he was directed to report to the house; and he read the report in his place, and delivered the bill and amendments in at the table, where the same were again read, and agreed to by the house.

*Ordered*, That the bill and amendments be engrossed.

Mr. Hoffman, from the committee of the whole house, on the bill, entitled, *An act to encourage a manufactory of glass wares, by a loan of money to the proprietor thereof*, reported, that the committee had made progress in the bill, and had directed him to move for leave to sit again.

*Ordered*, That the said committee have leave to sit again.

Then the house adjourned, until Monday next, at eleven of the clock in the forenoon.

MONDAY, 11 O'CLOCK A. M. January 16th, 1792.

Benjamin Rosekrans, Esquire, one of the members of this house, returned as duly elected in Saratoga county, attended in the Assembly chamber.

*Ordered*, That Mr. Palmer and Mr. Conger, attend before one of the commissioners appointed to administer oaths, with Mr. Rosekrans, and see him duly qualified.

The engrossed bill, entitled *An act to prevent obstructions to Docks and Wharves in the city of Albany, and for the increase of fire-men in the said city*, was read the third time.

*Resolved*, That the bill do pass.

*Ordered*, That Mr. Lush and Mr. Mitchell, deliver the bill to the Honorable the Senate, and request their concurrence.

The bill, entitled *An act to continue an act, entitled "An act granting a bounty on Hemp to be raised within this State,"* the bill entitled *An act to authorize the Sheriff of Albany, to remove his prisoners to the gaol, lately erected in the said county of Albany,* and the bill, entitled *An act to amend an act, entitled "An act to restrain the immoderate use of spiritous liquors in the gaols of the cities and counties of New-York and Albany,"* were respectively read a second time, and committed to a committee of the whole house.

Mr. Palmer reported, That pursuant to the order of the house, Mr. Conger and himself, had attended before the Honorable Pierre Van Cortlandt, Esquire, one of the



commissioners appointed to administer oaths, with Mr. Rosekrans, and had seen him duly qualified, by taking and subscribing the oaths by law required.

*Ordered,* That Mr. Rosekrans take his seat.

A petition of John Glen and others, managers of an Academy at Schenectady, relative to a lease, and the purchase of the reversion of part of the lands reserved for the use of the Oneida Nation of Indians, was read, and referred to Mr. J. A. Fonda, Mr. Mitchell, Mr. Hasbrouck, Mr. H. Livingston and Mr. Barker.

A petition of Jonathan Pearsee, keeper of the gaol in the city of New-York, praying permission to retail spiritous liquors in the said gaol, was read, and referred to the committee of the whole house, on the bill entitled *An act to amend the act, entitled "An act to restrain the immoderate use of spiritous liquors, in the gaols of the cities and counties of New-York and Albany."*

A petition of Daniel Harrison, relative to grain, forage and pasture, provided for the army of the United States, during the late war, with a certificate attending the same, were read, and referred to Mr. Marvin, Mr. Clark and Mr. Akin.

A petition of Benjamin Hays, relative to a suit against him by James Holmes, for a debt by him paid into the Treasury, was read, and referred to Mr. Lewis, Mr. W. S. Livingston and Mr. Newman.

Nathaniel Lawrence, Esquire, a member of this house; returned as duly elected in Queens county, appeared in the Assembly chamber.

*Ordered,* That Mr. Gelston and Mr. Scudder, attend before one of the commissioners appointed to administer oaths, with Mr. Lawrence, and see him duly qualified.

A petition of Peter Bellenger and others, inhabitants of Herkemer county, praying a law to raise eight hundred pounds in the said county, to erect a gaol therein.---A petition of William Colbrath and others, inhabitants of Whites-Town in the said county, praying that the said town may be divided, as in the said petition mentioned—A petition of Evan Wherry and other freeholders and inhabitants of the town of Herkemer, in Herkemer county, praying that the said town may be divided; and a petition of Joseph Harris and others, inhabitants of the tract of land in Herkemer county, commonly called Cosby's Manor, praying that the same may be crected into a separate town, were respectively read, and referred to Mr. Myers, Mr. Cannon and Mr. M'Carty.

A petition of William Falkner, praying a grant of lands for military services, was read, and referred to Mr. Cannon, Mr. Tallmadge and Mr. Wylley.

Mr. Gelston reported, That pursuant to the order of the house, Mr. Scudder and himself, had attended before the Honorable Pierre Van Cortlandt, Esquire, one of the commissioners appointed to administer oaths, with Mr. Lawrence, and had seen him duly qualified, by taking and subscribing the oaths by law required.

*Ordered,* That Mr. Lawrence take his seat.

A message from the Honorable the Senate, delivered by Mr. Clinton, and Mr. Tiltonson, with the bills therein mentioned, was read, that the Senate have passed a bill, entitled *An act to remove doubts concerning commissioners of Oyer and Terminer, and gaol delivery*, and a bill entitled *An act, to explain an act, entitled "An act for the more effectual prevention of fires, and to regulate certain buildings in the city of New-York,"* and request the concurrence of this house to the said bills respectively.

The said bills were respectively read the first time, and ordered a second reading.

Mr. Smith, (of Suffolk county) from the committee of privileges and elections, to whom were referred the petition of Eliphalet Kellog and others, and the separate petitions of Beriah Palmer and Adam Comstock, together with the depositions and papers which accompanied the same, reported the following facts, viz. That on the last Tuesday in May last, John Bradstreet Schuyler, Benjamin Rosekrans and Elias Palmer, being a majority of the supervisors of the county of Saratoga, met pursuant to law, to canvass the votes for members of Assembly, for the said county. That among the bundles containing the poll lists and ballots delivered to them by the clerk of the said county, there appeared two bundles from the town of Ball's Town, one of which was superscribed by Beriah Palmer, as supervisor, and others together with him, as inspectors of the election held in the said town; and to the other the names of James Gordon as supervisor, and others together with him, as inspectors of the election held in said town were superscribed; and that each of the said bundles was enclosed, superscribed, sealed, and in every respect returned as the law directs. That the said Beriah Palmer and



James Gordon appeared, and claimed respectively a seat as the legal supervisor of the said town. That on the first day of the meeting of the said supervisors, they proceeded to examine the votes or ballots of the town of Stillwater, and after having canvassed the same, they were burnt by one of the said supervisors, without any particular direction for that purpose. That it was then agreed by a majority of the said three supervisors; that the ballots taken by the person who should be declared the supervisor of the town of Ball's Town, should be received and canvassed; but upon a reconsideration of the question, it was determined by a majority of the said three supervisors, that both bundles of the poll lists and ballots from the town of Ball's Town, should be destroyed without being opened. That on the second day after the meeting of the said supervisors, and after it was determined to destroy the poll lists and ballots, from the town of Ball's Town, they proceeded to examine the claims of the said Beriah Palmer and James Gordon, and thereupon decided that the said Beriah Palmer was the legal supervisor of the said town of Ball's Town; but they did not admit the said Beriah Palmer as one of the said canvassers. That after the said Beriah Palmer was declared the supervisor of the town of Ball's Town, the other three supervisors proceeded to canvass the ballots returned for the towns of Half-Moon and Saratoga. That after they had completed canvassing the same, the ballots and poll lists were thrown upon the table, together with the bundles of ballots and poll lists which had been returned from the town of Ball's Town, and were with those taken and burnt by the aforesaid John Bradstreet Schuyler, without any particular direction of the said supervisors for that purpose. That after the poll lists and ballots from the town of Ball's Town were destroyed, the three aforesaid supervisors did sign the certificate of election.

And the committee further reported, that at the election held in Ball's Town, by the said Beriah Palmer, as supervisor of the said town, and one of the inspectors of the said election, there were taken three hundred and twenty three ballots for members of Assembly, and at the election held by James Gordon, as supervisor of the said town, and one of the inspectors of the said election, there were taken, two hundred and twenty four ballots for members of Assembly. That two hundred and nine persons have made oath, that at the last annual election held in Ball's Town, by Beriah Palmer as supervisor, and others, inspectors of the said election, they voted for Beriah Palmer, Benjamin Rosekrans, Adam Comstock and Elias Palmer. That in the three towns of Stillwater, Saratoga and Half-Moon, Elias Palmer had three hundred and thirty votes, Benjamin Rosekrans two hundred and twenty two votes, Sidney Berry had two hundred and thirty one votes, Andrew Mitchell had two hundred and twelve votes, Beriah Palmer had one hundred and seventy three votes, and Adam Comstock one hundred and forty two votes.

Mr. Smith read the said report in his place, and delivered the same in at the table, where it was again read.

*Ordered*, That the said report be committed to a committee of the whole house, and that Thursday next be assigned for the consideration of the said report.

And on reading a petition of Beriah Palmer, praying to be heard by himself or his counsel on behalf of the petitioners, on the subject reported on; *Ordered*, that the said Beriah Palmer be heard by himself or his counsel, at the bar of this house, on the subject matter of the said report, and the petitions therein mentioned, on Thursday next, at twelve of the clock.

Mr. Smith, (of Suffolk county) from the committee of privileges and elections, to whom were referred the petition of Jonathan Fitch, and the certificates of the supervisors of the county of Tioga, reported the following state of facts, viz.

That on the last Tuesday of May last, the supervisors of the several towns of Chemung, Owego, Union, Chenango and Jerico, being the whole number of towns in the county of Tioga, met pursuant to law, to canvass the votes for a member of Assembly for the said county. That there being no county clerk in the said county, the poll lists and ballots taken in each of the said towns were delivered by the supervisor thereof, to the board of supervisors. That the towns of Jerico, Chenango, Union and Chemung, returned their poll lists and ballots bound up in every respect as the law directs. That upon canvassing the ballots from the said towns, there appeared to



be two hundred and eight votes for Brinton Paine, and one hundred and eighty three votes for Jonathan Fitch ; so that there was a majority of twenty five votes in favor of Brinton Paine. That the ballots and poll lists from the town of Owego were covered with a paper covering, but without being subscribed and sealed by the inspectors as the law directs, and put into a wooden box ; which box was bound round with tape and sealed, and contained thirty one ballots, which were all for Jonathan Fitch.

Mr. Smith read the said report in his place, and delivered the same in at the table, where it was again read.

*Ordered*, That the said report be committed to a committee of the whole house.

Mr. Lush, from the committee to whom was referred the petition of John Charlton and others, relative to the payment of debts due to the petitioners, from forfeited estates, in the State of New-Jersey, reported, that although the property of persons attainted and convicted, is of right vested in the people of this State, without being subject to their debts, yet as the legislature have by their act of the 12th May, 1784, provided for the payment of such of their debts as are due to the inhabitants of this State, the committee cannot discover a sufficient reason for discriminating between the citizens of this State, and those of any other of the United States. That the committee are therefore of opinion, that provision ought to be made, in cases where surpluses of forfeited estates remain in the Treasury, for extending the benefit of the act aforesaid, to the citizens of the United States in general ; with these restrictions, that the operation thereof should be suspended with respect to the citizens of the State of New-Jersey, until the legislature of that State shall repeal their act of the 23d November, 1785, referred to in the petition ; and that the operation thereof shall also be suspended, with respect to any other of the United States, which has enacted similar laws, until the repeal of the same.

*Resolved*, That the house do concur with the committee in the said report.

*Ordered*, That the committee to whom the said petition was referred, do prepare and bring in a bill pursuant to the said report.

Mr. Purdy, pursuant to notice by him given for that purpose on Saturday last, moved for leave to bring in a bill, entitled, *An act for the better laying out and keeping in repair, the public highways and private roads in the county of Westchester.*

*Ordered*, That leave be given accordingly.

Mr. Purdy, according to leave brought in the said bill, which was read the first time, and ordered a second reading.

Mr. W. P. Smith, pursuant to notice by him given for that purpose on Saturday last, moved for leave to bring in a bill, entitled, *An act to regulate the practice of physic and surgery, within the city and county of New-York.*

*Ordered*, That leave be given accordingly.

Mr. W. P. Smith, according to leave, brought in the said bill, which was read the first time, and ordered a second reading.

The order for the day, by which the consideration of the report of the committee on several petitions for the division of Ball's Town, was postponed until this day, being read, the house proceeded to the consideration of the said report—The report as inserted in the journal of this house, of the 10th instant, having been again read and considered.

*Resolved*, That the house do concur with the committee in the said report ; and

*Ordered*, That the committee to whom the said petitions were referred, prepare and bring in a bill to carry the said report into effect.

Mr. Gelston from the committee of the whole house, on the report of the committee of privileges and elections, relative to the return of a member in this house, from Tioga county, reported, that the committee had made progress therein, and had directed him to move for leave to sit again.

*Ordered*, That the said committee have leave to sit again.

*Resolved*, That this house will on Thursday next, again resolve itself into a committee of the whole house, on the report last mentioned.

Then the house adjourned, until eleven of the clock to-morrow morning.

TUESDAY, 11 o'clock A. M. January 17th, 1792.

The bill entitled, *An act to remove doubts concerning commissioners of Oyer and Terminer and Gaol delivery*, the bill entitled, *An act to explain an act, entitled, " An act for*



*the more effectual prevention of Fires, and to regulate certain buildings in the city of New-York,*" the bill entitled, *An act for the better laying out and keeping in repair, the public highways and private roads, in the county of Westchester,* and the bill entitled, *An act to regulate the practice of physic and surgery, within the city and county of New-York,* were respectively read a second time, and committed to a committee of the whole house.

A petition of Ebenezer Purdy, on behalf of himself and others, trustees of an Academy at North Salem, in Westchester county, praying a loan of three hundred pounds, was read, and referred to Mr. Van Cortlandt, Mr. Lawrence and Mr. Ford.

A petition of William Maxwell, Robert T. Kemble and John Pintard, commissioners for selling Tickets of a Lottery in New-Jersey, to raise money to erect bridges and make causeways on the post road from New-York to Philadelphia, and a petition of George Turnbull and others, praying permission by law to sell the Tickets of the said Lottery in the State of New-York, were respectively read, and referred to Mr. Hoffman, Mr. North and Mr. Barker.

A petition of Daniel Gregory and others, inhabitants of Tioga county, praying a law to tax the lands of non resident freeholders in the said county, for making roads and bridges, and to enable the collectors by order of the supervisors to lease or sell so much land as will pay their respective quota's, with the expences attending such taxation and sale—A petition subscribed with the names of Jonathan Fitch, Joshua Merefereau and Joshua Witney, of Tioga county, praying a law to raise three hundred pounds in the said county, for the purpose of building a court house and gaol in the said county, at Nanticoke, to remove the courts to that place, and to be enabled to tax the lands of non resident freeholders in the said county for that purpose, were respectively read, and referred (with the minutes of a meeting of sundry justices of the peace and other persons) to Mr. Lush, Mr. Lawrence, Mr. Berry, Mr. Tompkins and Mr. Gelston.

A petition of Benjamin Lyon, administrator of Caleb Hyat, deceased, with sundry writings attending the same, were read, praying repayment of one hundred and four pounds, nine shillings and one penny, by him paid to the Treasurer, as a debt formerly due to William Axtell, whose estate became forfeited, when in fact the said debt was due to David M. Clarkson and Matthew M. Clarkson.

*Ordered,* That the said petition and the papers attending the same, be referred to Mr. Will, Mr. Doughty and Mr. Mitchell.

A petition of John Quackenbos, relative to monies by him paid to Richard Morris, Esquire, for the amount of a tax (by mistake) assessed on a lot of ground, purchased by the petitioner of the commissioners of forfeitures to the State, was read, and referred to Mr. Wylley, Mr. Graham and Mr. Birdfall.

A report of Peter T. Curtenius, Esquire, Auditor of the State, of his proceedings in pursuance of concurrent resolutions of the Senate and Assembly on the 24th day of March last, with abstracts of the account of this State against the United States, were read, and ordered to be laid on the table, for the perusal of the members.

Mr. Hoffman, pursuant to notice by him given for that purpose yesterday, moved for leave to bring in a bill, entitled, *An act to explain and amend an act, entitled "An act concerning the courts of common pleas and general sessions of the peace."*

*Ordered,* That leave be given accordingly.

Mr. Hoffman, according to leave, brought in the said bill, which was read the first time, and ordered a second reading.

Mr. Smith (of Suffolk county) from the committee of privileges and elections, to whom was referred the certificate of Hezekiah Thurber, supervisor of the district of Erwin, in the county of Ontario, together with four of the assessors of the said district, reported the following facts, viz.

"That the county of Ontario is divided into four districts, and that each of the said districts do annually chuse town officers, in like manner as the respective towns in the other counties of this State—That at the last annual election for members of the legislature of this State, there was a supervisor, town clerk and assessors in each of the aforesaid districts—That none of the said districts held an election for a member in Assembly, to represent the county of Ontario, except the district of Erwin—That in the said district of Erwin, forty two votes were taken, for a member to represent the



saïd county, in the Assembly of this State, which votes were all given for Eleazer Lindsley—That the certificate of election given to the saïd Eleazer Lindsley, was dated the 19th day of December, 1791, and was subscribed by Hezekiah Thurber, supervisor of the district of Erwin, and four of the assessors of the saïd district, without any of the other supervisors of the saïd county of Ontario.”

Mr. Smith read the saïd report in his place, and delivered the same in at the table, where it was again read, and committed to a committee of the whole house.

Mr. J. A. Fonda, pursuant to notice by him yesterday given for that purpose, moved for leave to bring in a bill, entitled *An act for regulating town meetings, and to repeal an act therein mentioned.*

*Ordered,* That leave be given accordingly.

Mr. J. A. Fonda, according to leave, brought in the saïd bill, which was read the first time, and ordered a second reading.

The house resolved itself into a committee of the whole house, on the report of the committee of privileges and elections, on the return from the district of Erwin, in the county of Ontario, of a member from the saïd county in this house, and after some time spent thereon, *Mr. Speaker* reassumed the chair, and Mr. Gelston, from the saïd committee, reported, that the committee had agreed to a resolution, which he was directed to report to the house, in the words following, viz.

*Resolved,* That it is the opinion of this committee, that Eleazer Lindsley, Esquire, is duly elected in the county of Ontario, a representative in the present assembly.

Mr. Gelston read the report in his place, and delivered the same, with a copy of the saïd resolution in at the table, where the resolution was again read and concurred in by the house. Thereupon

*Resolved unanimously,* That Eleazer Lindsley, Esquire, has been duly elected in the county of Ontario, a representative in the present Assembly.

*Ordered,* That Mr. Ford and Mr. Cannon, attend before one of the commissioners appointed to administer oaths, with Mr. Lindsley, and see him duly qualified.

Mr. W. P. Smith, from the committee to whom was referred the petition of Robert Boyd and others, stiling themselves a society of mechanics, praying to be incorporated, reported, that the committee having taken the subjects of the saïd petition into consideration, they are of opinion that the prayer of the petition ought to be granted, as far as is necessary for the security of their funds; that the committee have prepared a bill for that purpose, and directed him to move for leave to bring in the same.

*Ordered,* That leave be given accordingly.

Mr. W. P. Smith, according to leave, brought in the saïd bill, entitled, *An act to incorporate the mechanics and tradesmen of the city of New-York, for charitable purposes,* which was read the first time, and ordered a second reading.

Mr. Ford reported, that pursuant to the order of the house, Mr. Cannon and himself had attended before the Honorable Robert R. Livingston, Esquire, with Mr. Lindsley, and had seen him duly qualified, by taking and subscribing the oaths by law required.

*Ordered,* That Mr. Lindsley take his seat.

Mr. Berry, from the committee of the whole house, on the bill entitled *An act to repeal the acts therein mentioned,* reported, that the committee had made progress therein, and had directed him to move for leave to sit again.

*Ordered,* That the saïd committee have leave to sit again.

Mr. W. S. Livingston, from the committee of the whole house, on the bill entitled *An act to amend an act, entitled, “ An act to regulate the repacking of beef and pork for exportation,” so far as relates to the county of Suffolk,* reported, that the committee had made progress therein, and had directed him to move for leave to sit again.

*Ordered,* That the saïd committee have leave to sit again.

A message from the Honorable the Senate, delivered by Mr. Tillotson and Mr. Livingston, with the bill therein mentioned, was read, that the Senate have passed the bill, entitled, *An act for altering the times of holding the courts in the counties of Rensselaer and Saratoga, and for an additional term in each county,* without amendment.

*Ordered,* That Mr. Nicoll and Mr. Smith of Suffolk, deliver the bill to the Honorable the Council of Revision.

Then the House adjourned until eleven of the clock to-morrow morning.



WEDNESDAY, 11 O'CLOCK A. M. January 18th, 1792.

The bill entitled, "*An act to explain and amend an act, entitled, 'An act concerning the courts of common pleas, and general sessions of the peace,'*" the bill entitled, *An act for regulating town meetings, and to repeal an act therein mentioned,* and the bill entitled, *An act to incorporate the mechanics and tradesmen of the city of New-York, for charitable purposes,* were respectively read a second time, and committed to a committee of the whole house.

A petition of Thomas White, on behalf of himself, his mother and sisters, praying that the real and personal estate of the late Thomas White, his father, deceased, which has not been appropriated to the use of the State, may be restored to his family, was read, and referred to Mr. Lewis, Mr. W. P. Smith, and Mr. Ford.

A petition of William W. Gilbert, commissioner of excise for the city and county of New-York, praying an additional allowance out of the excise for his services, with a certificate attending the same, were read, and referred to the members of this house, from the city and county of New-York.

A petition of William De Peyster and others, praying a law to enable the Council of Appointment to appoint another inspector of flour in the city of New-York, with similar powers to those exercised by the present inspector, was read, and referred to Mr. Ten Broeck, Mr. Hasbrouck and Mr. W. S. Livingston.

A petition of Ashkenaz Shappee and others, inhabitants of the town of Chemung, praying that the said town may be divided into three towns, as therein mentioned; and a petition of William Wynkoop and others, of Tioga county, praying that the court of common pleas in the said county may be held alternately at Newtown Point, and at some place to be appointed near the centre of the county, were respectively read, and referred to Mr. Myers, Mr. Douw Fonda and Mr. Lindley.

Mr. Barker, from the committee of the whole house, on the bill entitled, *An act for the better laying out and keeping in repair, the public highways and private roads, in the county of West Chester,* reported, that the committee had made progress therein, and had directed him to move for leave to sit again.

*Ordered,* That the said committee have leave to sit again.

*Resolved,* That a committee of nine be appointed to prepare and report a bill for a general regulation throughout the State, for laying out, regulating and keeping in repair the public highways and private roads, and that Mr. Lawrence, Mr. Purdy, Mr. Barker, Mr. Ford, Mr. Brown, Mr. Clark, Mr. Hopkins, Mr. M'Carty and Mr. Frey, be a committee for that purpose.

Mr. W. S. Livingston, from the committee to whom was referred the petition of Benjamin Hays, relative to a suit brought against him by James Holmes, (a person convicted of having adhered to the enemies of this State) for a debt by the petitioner paid into the treasury, and praying that the legislature would provide for the defence of the said suit, and the repayment of the public securities in case judgment should be given against the defendant, reported, that it is the opinion of the committee that the prayer of the petition should be granted, and that the Attorney General of the State should be directed to take measures for the defence of the suit in the said petition mentioned, at the expence of the State; and that a proper bill should be directed to be brought in for that purpose.

*Resolved,* That the house do concur with the committee in the said report; and ordered, that the committee to whom the said petition was referred, do prepare and bring in such bill.

Mr. M'Carty, from the committee of the whole house, on the bill entitled, *An act to explain and amend an act, entitled, 'An act for the more effectual prevention of fires, and to regulate certain buildings in the city of New-York,'* reported, that the committee had gone through the bill without amendment, which he was directed to report to the house; and he read the report in his place, and delivered the same, with the bill, in at the table, where the bill was again read.

Mr. Hopkins, from the committee of the whole house, on the bill entitled, *An act to continue an act entitled, 'An act granting a bounty on hemp to be raised within this State,'* reported, that the committee had gone through the bill, made amendments, and altered the title, by inserting therein the words *and amend,* which he was directed



to report to the house; and he read the report in his place, and delivered the bill and amendments in at the table, where the same were again read, and agreed to by the house.

*Ordered*, That the bill and amendments be engrossed.

A petition of Joseph Browne, of West-Chester county, praying a loan of two thousand pounds, to enable him to carry on a cotton and linen manufactory, was read and referred to Mr. Van Cortlandt, Mr. Lush and Mr. Lawrence.

Mr. Sickels, from the committee of the whole house, on the bill entitled, *An act to authorize the sheriff of Albany to remove his prisoners to the gaol lately erected in the said county of Albany*, reported, that the committee had made progress therein, and had directed him to move for leave to sit again.

*Ordered*, That the said committee have leave to sit again.

Then the House adjourned until eleven o'clock to-morrow morning.

THURSDAY, 11 O'clock A. M. January 19th, 1792.

The engrossed bill, entitled, *An act to continue and amend an act, entitled, "An act granting a bounty on hemp to be raised within this State,"* was read the third time.

*Resolved*, That the bill do pass.

*Ordered*, That Mr. De Lamater and Mr. J. A. Fonda, deliver the bill to the Honorable the Senate, and request their concurrence.

The bill entitled, *An act to explain and amend an act, entitled, "An act for the more effectual prevention of fires, and to regulate certain buildings in the city of New-York,"* was read the third time.

*Resolved*, That the bill do pass.

*Ordered*, That Mr. Wylley and Mr. Will, deliver the bill to the Honorable the Senate, and inform them, that this house have passed the same without amendment.

Gozen Ryerfs, Esquire, one of the members of this house, returned as duly elected in Richmond county, appeared in the Assembly chamber.

*Ordered*, That Mr. Coe and Mr. J. Smith (of Orange county) attend before one of the commissioners appointed to administer oaths, with Mr. Ryerfs, and see him duly qualified.

A petition of the church-wardens and vestrymen of St. Peter's and St. Philip's churches, in the Highlands and at Peek's Kill, praying a title to their glebe farm, was read, and referred to Mr. Tallmadge, Mr. H. Livingston and Mr. Sickels.

Mr. Gelston, from the committee of the whole house, on the report of the committee of privileges and elections, on the petition of Jonathan Fitch and the certificates of the supervisors of the county of Tioga, which have been delivered to this house, reported, that after the said report of the committee of privileges and elections had been again read and considered, and debates had thereon, the committee of the whole house agreed to a resolution, which he was directed to report to the house in the words following, viz.

*Resolved*, That it is the opinion of this committee, that Jonathan Fitch is entitled to a seat in this house, as a member from the county of Tioga, and that he ought to be qualified accordingly.

*Ordered*, That the consideration of the said resolution be postponed.

The order for the day was read, that *Beriah Palmer*, on behalf of the petitioners, be heard at the bar of this house, by himself or counsel, on the report of the committee of privileges and elections, on the petition of Eliphalet Kellog and others, and the other petitions and papers mentioned in the said report, relative to the seats of two of the members from Saratoga county.

The said report, as inserted in the journal of this house, of the 16th instant, was read; and *John Cozine*, Esquire, of counsel for the petitioners, was heard, at the bar of the house.

The house then resolved itself into a committee of the whole house on the said report, and after some time spent thereon, *Mr. Speaker* reassumed the chair, and Mr. Barker from the said committee reported, that the committee had made progress therein, and had directed him to move for leave to sit again.

*Ordered*, That the said committee have leave to sit again.



Mr. Coe reported, that pursuant to the order of the house, Mr. J. Smith and himself had attended before the Honorable Pierre Van Cortlandt, Esquire, one of the commissioners appointed to administer oaths, with Mr. Ryerfs, and had seen him duly qualified, by taking and subscribing the oaths by law prescribed.

*Ordered*, That Mr. Ryerfs take his seat.

Mr. M. Smith, from the committee to whom was referred the petitions of Peter Hogeboom and Jellis A. Fonda, and the memorial of Gerard Bancker, Esquire, Treasurer of this State, reported, that they have investigated the facts set forth in the memorial of the Treasurer, and find from documents presented to them by him, and from other evidence, that most of the applications which have been made to the Treasurer for certificates, have been made either in virtue of orders, purporting to have been given by those who performed the military service, or under letters of administration granted upon the estates of such persons who are said to be deceased.

That among others, a considerable number appear to be written, signed and witnessed, in the same hand-writing.

That in one instance, a letter of attorney was transmitted to the Treasurer, for the purpose of receiving a certificate for military services, in consequence whereof the certificate was delivered; and it has since appeared that the person who executed the said letter of attorney, was not the person who performed the service, but personated him, for the fraudulent purpose of receiving the same.

That it farther appears to the committee, that a great number of letters of administration have been issued on the estates of soldiers said to have been deceased, to persons who do not appear to be either next of kin to, or creditors of the deceased—That in many cases the administrators appear not to know, whether the persons upon whose estates they have administered, be alive or dead; and seem to have had no knowledge of, or connection with those, on whose estates they have administered—That in some instances, several different letters of administration, have been issued on the same estate; and in one instance, letters of administration appear to have been granted, on the estate of a person now alive.

That from a consideration of the foregoing facts, and others not herein detailed, the committee are of opinion, that the conduct of the Treasurer, in refusing to issue any more certificates, until the legislature gave farther directions in the premises, is not only justifiable, but merits the approbation of this house.

That the committee are farther of opinion, that a bill be brought in to direct the Treasurer, in what manner to proceed in issuing the certificates still remaining in the Treasury, for military services.

Mr. M. Smith, read the same report in his place, and delivered the same with vouchers in at the table, where the report was again read, and agreed to by the house. Thereupon

*Resolved*, That the house do concur with the committee in the said report. And

*Ordered*, That the same committee do prepare and bring in a bill to carry the same report into effect.

A petition of the Mayor, Aldermen and commonalty of the city of New-York, sealed with the seal of the corporation, with an estimate attending the same, were read, praying leave to bring in a bill for raising sixteen thousand pounds, for defraying the necessary and unavoidable annual public expences in the said city and county.

*Ordered*, That leave be given to the petitioners to bring in such bill.

A petition of Jedediah Sanger, George Doolittle and others, inhabitants of Whites-Town in Herkemer county, praying that the said town may be divided into three towns, was read, and referred to Mr. Myers, Mr. Cannon and Mr. M'Carty.

A petition of Joshua Mersereau, of Tioga county, praying the aid of the legislature, and a grant of money sufficient to clear and open the navigation of the river Susquehannah and its branches; to cut a canal to avoid a dangerous pass in the river below Lake Otsego, and to erect a bridge across the Unadella river, was read, and referred to Mr. Talbot, Mr. Coe and Mr. Hasbrouck.

Then the house adjourned, until eleven of the clock to-morrow morning.

FRIDAY, 11 o'clock A. M. *January 20th, 1792.*

A petition of Henry Ludenton, of Dutchess county, relative to certain certificates for the depreciation of the pay of certain soldiers of the late line of this State, in the army of the United States, alledging that the said certificates were stolen from him,



and afterwards paid into the State Treasury, for the purchase of real estate, with sundry affidavits attending the said petition, were read, and referred to Mr. Lewis, Mr. Haight and Mr. Schermerhorn.

A petition of Timothy Bedell, and others, of South-Hempsted in Queens county, praying a law to enable them to raise by Lottery five hundred pounds, for the benefit of their Church, and to enable them to support a minister of the gospel, was read, and referred to Mr. Hoffman, Mr. Barker and Mr. North.

A petition of Andrew Mitchell, of the city of New-York, merchant, relative to monies on him assessed in pursuance of a law passed the sixth day of May 1784, entitled *An act for raising the sum of £. 100,000 within the several counties therein mentioned*, was read, and ordered to be laid on the table.

A petition of Jan Boers, and Rogier Gerard Van Polanen, and a petition of Claude Amboise Dugast, and Henry Marin Augustus Dubosq, respectively praying to be naturalized, and to be enabled to purchase and hold real estates, were respectively read, and committed to a committee of the whole house, on the bill entitled, *An act to enable Henry Bethune Stark, to purchase and hold real estates within this State*.

A petition of Walter Livingston, Richard Platt and others, on behalf of themselves and their associates, for establishing another Bank in the city of New-York, praying to be incorporated, was read, and referred to Mr. Lawrence, Mr. W. P. Smith, Mr. De Lamater, Mr. North and Mr. Hitchcock.

A petition of Benjamin Smith, of Newburgh, in Ulster county, relative to goods and chattels seized and sold by the commissioners of sequestration in Ulster county, was read, and committed to a committee of the whole house, on the report of the commissioners, to receive and state claims against this State.

Mr. Wylley, pursuant to leave given yesterday, to the Mayor Aldermen and Commonalty of the city of New-York, to bring in a bill for raising monies by tax, brought in a bill, entitled, *An act to enable the Mayor, Aldermen and Commonalty of the city of New-York, to order the raising monies by tax for the maintenance of the poor, and for defraying the other contingent expences arising in the city and county of New-York*, which was read the first time, and ordered a second reading.

Mr. Foote, from the committee who reported on the petition of Nathaniel Sacket and others, according to order brought in a bill, entitled *An act for laying out and opening a road from Mamakating in Ulster county, to Delaware river*, which was read the first time, and ordered a second reading.

Mr. Nicoll, from the committee to whom was referred the petition of Thomas Randall, William Heyer and others, late wardens of the port of New-York, praying a recompence for extra services in their office, reported, that it is the opinion of the committee, that the prayer of the said petitioners ought not to be granted.

Mr. Nicoll read the report in his place, and delivered the same in at the table, where it was again read, and agreed to by the house. Thereupon

*Resolved*, That this house do concur with the committee in the said report.

Mr. Lewis, from the committee to whom was referred the petition of Thomas White, praying that the real and personal estate of the late Thomas White, deceased, which has not been appropriated to the use of the State, may be restored to his family, reported, that it is the opinion of the committee, that the prayer of the petition ought to be granted, and that a proper bill should be brought in for that purpose.

*Ordered*, That the consideration of the said report, be postponed until Monday next.

Mr. Barker, from the committee of the whole house, on the report of the committee of privileges and elections, on the petition of Eliphalet Kellog and others, and the other petitions and papers mentioned in the said report, which report is inserted in the journal of this house, of the 16th instant, reported, that after debates were had in the committee on the said report, Mr. Lewis made a motion, that the committee should agree to a resolution in the words following, viz.

*“Resolved*, That it is the opinion of this committee, that the seats of Sidney Berry and Andrew Mitchell, members attending this house from the county of Saratoga, be vacated.” That the question having been put, whether the committee did agree to the said resolution, it passed in the negative.

Mr. Barker read the report in his place, and delivered the same in at the table, where it was again read, and agreed to by the house.



A message from the Honorable the Council of Revision, delivered by the Honorable Mr. justice Lansing, was read, that it does not appear improper to the council, "that the bill, entitled *An act for altering the times of holding the courts in the counties of Rensselaer and Saratoga, and for an additional term in each county*, should become a law of this State."

A message from the Honorable the Council of Revision, transmitted to this house, by the Honorable the Senate, was read, "that it does not appear improper to the Council, that the bill entitled, *An act to repeal an act, entitled "An act to regulate Waggon in the county of Suffolk,"* should become a law of this State."

Then the house adjourned, until Monday next at eleven of the clock in the forenoon.

MONDAY, 11 O'clock A. M. January 23d, 1792.

The bill entitled, *An act to enable the Mayor, Recorder and Aldermen of the city of New-York, to order the raising monies by tax for the maintenance of the poor, and for defraying the other contingent expences arising in the city and county of New-York*, and the bill entitled, *An act for laying out and opening a road from Mama-Kating in Ulster county, to the Delaware river*, were respectively read a second time, and committed to a committee of the whole house.

A petition of John Wiley, of Newark, in New-Jersey, relative to an equitable demand against the estate forfeited by the conviction of John Turner, in the time of the late war, was read, and referred to Mr. Marvin, Mr. M'Master, and Mr. Scudder.

A petition of Richard Yates, Abraham Duryee and others, on behalf of themselves and their associates, relative to an intended bank by them stiled the Million Bank, and praying to be incorporated with Walter Livingston and others, whose petition was presented to this house on the 20th instant, was read, and referred to the same committee, to whom the said petition of Walter Livingston and others, was referred.

The house then proceeded to the consideration of the resolution of the committee of the whole house, of the 19th instant, on the report of the committee of privileges and elections, on the petition of Jonathan Fitch, and the certificates of the supervisors of Tioga county, the consideration whereof was on that day postponed.

The said resolution being again read, is in the words following, viz.

"*Resolved*, That it is the opinion of this committee, that Jonathan Fitch is entitled to a seat in this house, as a member from the county of Tioga."

The said resolution being again read, was concurred in by the house. Thereupon *Resolved*, That Jonathan Fitch is entitled to a seat in this house, as a member from the county of Tioga,

The said Jonathan Fitch, Esquire, being attending in the Assembly Chamber; ordered, that Mr. Palmer and Mr. Rosekrans attend before one of the commissioners appointed to administer oaths, with Mr. Fitch, and see him duly qualified.

A petition of Abraham Bond and others, praying a law to raise £. 2100 by a lottery, to be applied to extend a wharf to the channel of Hudson's river, opposite to New-Windfor, in Ulster county, was read, and referred to Mr. Hoffman, Mr. Barker and Mr. North.

Mr. Palmer reported, that pursuant to the order of the house, Mr. Rosekrans and himself had attended before the Honorable Pierre Van Cortlandt, Esquire, one of the commissioners appointed to administer oaths, with Mr. Fitch, and had seen him duly qualified, by taking and subscribing the oaths by law prescribed.

*Ordered*, That Mr. Fitch take his seat.

Mr. W. S. Livingston, from the committee of the whole house, on the report of the commissioners appointed to receive and state accounts and claims against this State, reported, that in the committee, a motion was made for a resolution in the words following, viz.

"*Resolved*, That it is the opinion of this committee, that provision ought to be made by law for compensating Henry J. Van Rensselaer and Egbert Dumond, and eleven other persons employed by them, in making impresses for the use of the army, in pursuance of a warrant of his Excellency the Governor."

That the question having been put, whether the committee did agree to the said resolution, it passed in the negative.

That the committee had agreed to a resolution in the words following, which he was directed to report to the house, viz.



*Resolved*, That it is the opinion of this committee, that the report of the commissioners appointed to receive and state claims against this State, so far as it respects the pay of the militia, and so far as it respects claims for services, supplies and losses, which if admissible, can be made against the United States only, and so far as it respects pay for grain, impressed for the use of the army, in pursuance of warrants issued by his Excellency the Governor, ought to be concurred in by this house," and that he was directed by the said committee to move for leave to sit again.

*Ordered*, That the said committee have leave to sit again.

*Resolved*, That this house do concur with the committee in the said report; and that the said report of the said commissioners appointed to receive and state claims against this State, so far as it respects the pay of the militia, and so far as it respects claims for services, supplies and losses, which if admissible, can be made against the United States only, and so far as it respects pay for grain impressed for the use of the army, in pursuance of warrants issued by his Excellency the Governor, are concurred in by this house.

Mr. Hoffman, from the committee to whom were referred the petition of Alexander Macomb and others, and the petition of William Maxwell, Robert T. Kemble and John Pintard, praying permission by law to sell in this State, Tickets of a lottery in New-Jersey, for raising money to erect bridges and make causeways on the post-road from New-York to Philadelphia, reported, that it is the opinion of the committee, that the prayer of the petitioners ought to be granted; and that a bill should be directed to be brought in for that purpose.

Mr. Hoffman read the report in his place, and delivered the same in at the table, where it was again read.

*Mr. Speaker* put the question, whether the house did concur with the committee in the said report, and it was carried in the affirmative. Thereupon

*Resolved*, That the house do concur with the committee in the said report.

A message from the Honorable the Senate, delivered by Mr. Carpenter and Mr. Cantine, with the bill therein mentioned, was read, that the Senate have passed a bill, entitled, *An act concerning Administrations and Escheats*, to which they request the concurrence of this house.

The said bill was read the first time, and ordered a second reading.

Mr. Lewis, from the committee who reported on the petition of Benjamin Hays, according to order, brought in a bill, entitled, *An act to authorize the Attorney General of this State to defend the suits therein described*, which was read the first time, and ordered a second reading.

A petition of the Mayor, Aldermen and Commonalty of the city of New-York, was read, praying leave to bring in a bill for encreasing the number of firemen in the said city.

*Ordered*, That leave be given to bring in such bill.

*Ordered*, That the consideration of the report of the committee on the petition of Thomas White, be postponed until to-morrow.

Then the house adjourned, until eleven of the clock to-morrow morning.

TUESDAY, 11 o'clock A. M. January 24th, 1792.

The bill entitled, *An act concerning Administrations and Escheats*, and the bill entitled, *An act to authorize the Attorney General of this State, to defend the suits therein described*, were respectively read a second time, and committed to a committee of the whole house.

A petition of Coenradt G. Elmendorf and others, inhabitants of Ulster county, praying some more effectual law to prevent trading with slaves, was read, and referred to Mr. Foote, Mr. Mitchell, Mr. Purdy, Mr. Knickerbacker and Mr. Cornwell.

A petition of Jeremiah Russell and others, inhabitants of that part of Queensbury in Washington county, commonly called Jessups patent, praying to be erected into a separate town, and a petition of John Thurman, praying for the erection of another town, were respectively read, and referred to Mr. Converse, Mr. Rosekrans and Mr. Vail.

A petition of James King, praying that the number of auctioneers in the city of New-York may be encreased, or that he may by law be permitted to be an auctioneer, was read, and referred to Mr. W. S. Livingston, Mr. Ten Broeck and Mr. Doughty.



A petition of Joseph French and others, inhabitants of the town of Crown Point, relative to a tax on lands, for making roads and bridges, was read, and referred to Mr. Lush, Mr. Lawrence, Mr. Berry, Mr. Tompkins and Mr. Gelston.

Sundry proceedings of a town meeting in Cambridge, certified by Edmund Wells, jun. town clerk, and sundry proceedings of a town meeting in Easton, certified by Richard Macomber, town clerk, with copies of notices and other writings attending the same, were read, and referred to Mr. Lush, Mr. Tompkins, Mr. Talbot, Mr. Lewis and Mr. W. P. Smith.

Five several copies of a petition of Joseph Tenny, Lemuel Powers and others, inhabitants of Stillwater, Half Moon, Saratoga and Easton, in the counties of Saratoga and Washington, relative to a mill-dam of George Palmer, at Stillwater, with a number of depositions attending the same, were read, and referred to Mr. Sickles, Mr. Knickerbacker and Mr. Birdfall.

Mr. Sickles, from the committee of the whole house, on the bill entitled, *An act authorizing the Sheriff of Albany county, to remove his prisoners to the gaol lately erected in the said county of Albany*, reported, that the committee had gone through the bill and made amendments, which he was directed to report to the house; and he read the report in his place, and delivered the bill and amendments in at the table, where the same were again read, and agreed to by the house.

*Ordered*, That the bill and amendments be engrossed.

Mr. H. Livingston, from the committee of the whole house, on the bill, entitled *An act to remove doubts concerning commissioners of Oyer and Terminer and Gaol delivery*, reported, that the committee had gone through the bill without amendment, which he was directed to report to the house; and he read the report in his place, and delivered the bill and report in at the table, where the same were again read, and agreed to by the house.

By unanimous consent, the said bill was then read the third time.

*Resolved*, That the bill do pass.

*Ordered*, That Mr. Savage and Mr. Hogeboom, deliver the bill to the Honorable the Senate, and inform them, that this house have passed the bill without amendment.

Mr. Barker, from the committee to whom was referred the petition of Timothy Bedell and others, praying a law to enable them to raise a sum of money by a Lottery, reported, that the prayer of the petitioners ought not to be granted.

*Resolved*, That the house do concur with the committee in the said report.

Mr. Van Cortlandt, from the committee to whom was referred the petition of Joseph Brown, of Westchester county, praying a loan of *two thousand pounds*, to enable him to carry on a cotton and linen manufactory, reported, that it is the opinion of the committee, that the prayer of the petitioner ought to be granted; and that a clause should be added to some proper bill for that purpose.

*Ordered*, That the consideration of the said report, be committed to a committee of the whole house, on the bill for the encouragement of a manufactory of Glass wares.

Mr. Will, from the committee to whom was referred the petition of Benjamin Lyon, administrator of Caleb Hyat, deceased, praying repayment of one hundred and four pounds, nine shillings and one penny, by him paid to the Treasurer in certificates, as a debt formerly due to William Axtel, whose estate had been forfeited, when in fact the said debt was due to David M. Clarkson and Matthew M. Clarkson, reported, that the committee have examined into the facts stated in the said petition, and find them true; that the committee are therefore of opinion, that the prayer of the petition ought to be granted, and that a clause be added to some proper bill for that purpose.

*Resolved*, That the house do concur with the committee in the said report; and ordered that the committee to whom the said petition was referred, do prepare and bring in such clause.

Mr. M. Smith, from the committee to whom was referred the petition of William W. Gilbert, commissioner of excise for the city and county of New-York, praying an additional allowance out of the excise for his services, together with the certificate attending the same, reported, that the prayer of the petition ought to be granted; that the committee have prepared a bill for that purpose, and directed him to move for leave to bring in the same.

*Ordered*, That leave be given accordingly.



Mr. M. Smith, according to leave, brought in the said bill, entitled *An act for granting an allowance to the commissioner of excise for the city and county of New-York, for his services*, which was read the first time, and ordered a second reading.

A petition of Richard Sackett, jun. and Daniel Delavan, praying grants of bounty lands for military services, was read, and referred to Mr. Haight, Mr. Ford and Mr. Coe.

Mr. W. S. Livingston, from the committee of the whole house, on the report of the commissioners by law appointed to receive and state claims against this State, reported, that the committee had made further progress therein, and had directed him to move for leave to sit again.

*Ordered*, That the said committee have leave to sit again.

*Ordered*, That the consideration of the report of the committee on the petition of Thomas White, be postponed until Thursday next.

A petition of George Trimble and others, inhabitants of Clinton county, complaining of an highway as having been laid out in injudicious directions, and praying aid of the legislature to make a more convenient road, was read, and referred to Mr. Patterson, Mr. Hopkins and Mr. Schermerhorn.

A memorial and representation of the persons appointed by law, to build a gaol, and repair the court house in the county of Albany, suggesting to the consideration of the legislature, the propriety of selling the former court house, and with the proceeds of that sale, and an additional sum to be raised by a tax, to erect a new court house, was read, and referred to the members of this house, from the county of Albany.

Mr. Wylley, pursuant to leave given yesterday, to the Mayor, Aldermen and Commonalty of the city of New-York, to bring in a bill for encreasing the number of firemen in the said city, brought in a bill, entitled *An act to encrease the number of firemen in the city of New-York*, which was read the first time, and ordered a second reading.

Then the house adjourned, until eleven of the clock to-morrow morning.

WEDNESDAY, 11 O'clock A. M. January 25th, 1792.

The bill entitled, *An act to encrease the number of firemen in the city of New-York*, and the bill entitled, *An act for granting an allowance to the commissioner of excise for the city and county of New-York*, were respectively read a second time, and committed to a committee of the whole house.

The engrossed bill, entitled, *An act authorizing the sheriff of Albany county to remove his prisoners to the gaol lately erected in the said county of Albany*, was read the third time.

*Resolved*, That the bill do pass.

*Ordered*, That Mr. M'Carty and Mr. M'Master deliver the bill to the Honorable the Senate, and request their concurrence.

A petition of Asa Danforth, praying that all that part of the military tract situated in the county of Herkemer, (now included in Whites Town) may be erected into a town by the name of Onondaga, was read, and referred to Mr. Myers, Mr. Cannon and Mr. M'Carty.

A petition of Daniel Williams, of West Chester county, relative to the dower of Elizabeth Gidney, in a farm by him purchased of the commissioners of forfeitures for the southern district, with a certificate of Aaron Burr, Esquire, attending the same, were read, and referred to Mr. Lewis, Mr. Graham and Mr. Purdy.

A petition of Thomas H. Brantingham, praying to be naturalized, was read, and committed to a committee of the whole house, on the bill to enable Henry Bethune Stark to purchase and hold real estates within this State.

A petition of Thomas Lenington, praying a grant of bounty lands for military services, was read, and referred to Mr. Haight, Mr. Ford and Mr. Coe.

A petition of George Gosman, relative to extra work and expence in building the secretary's office for the State, was read, and referred to Mr. Ryerfs, Mr. Will and Mr. Newman.

A petition of the rector, wardens and vestrymen of Saint George's church, at Newburgh, relative to glebe lands, was read, and referred to Mr. Hoffman, Mr. Halbrouck, and Mr. J. Smith of Orange county.

A petition of Edmund Wells and others, and a number of other petitions and sundry depositions of inhabitants of Cambridge and Easton, in Washington county, some



of them declaring their acquiescence in having been annexed to Washington county, and others praying to be made a part of Rensselaer county, were severally read, and referred to Mr. Lush, Mr. Tompkins, Mr. Talbot, Mr. Lewis and Mr. W. P. Smith.

Mr. Ford, from the committee to whom was referred the petition of Ebenezer Purdy, on behalf of himself and other trustees of an academy at North Salem, in West Chester county, praying a loan of *three hundred* pounds, reported, that it is the opinion of the committee, that the prayer of the petition ought to be granted.

*Resolved*, That the house do concur with the committee in the said report.

Mr. W. S. Livingston, from the committee of the whole house, on the report of the commissioners by law appointed to receive and state claims against this State, reported, that the committee had made further progress therein, and had directed him to move for leave to sit again.

*Ordered*, That the said committee have leave to sit again.

*Resolved*, That this house will to-morrow proceed to the consideration of that part of the report of the said commissioners, which respects claims against forfeited or sequestered estates, and that part of the said report which respects claims for payment of State agents certificates.

*Ordered*, That Mr. W. S. Livingston, Mr. Van Cortlandt, and Mr. J. A. Fonda, be a committee to prepare and bring in a bill, pursuant to the general tenor of the report of the said commissioners.

Mr. Tallmadge, from the committee to whom was referred the petition of Silas Daley, claiming pay as a soldier in Col. Weissenfell's regiment, which is alledged not to have been audited or paid, reported, that it is the opinion of the committee, that the prayer of the petitioner ought to be granted, and that a clause should be added to some proper bill for that purpose.

*Ordered*, That the said report be committed to a committee of the whole house, on the report of the commissioners appointed to receive and state claims against this State.

Then the house adjourned until eleven of the clock to-morrow morning.

THURSDAY, 11 O'CLOCK A. M. *January 26th, 1792.*

A petition of David Currie, relative to his agency in purchasing supplies for the troops of the line of this State, in the service of the United States, in the time of the late war, was read, and referred to Mr. Wylley, Mr. Cornwell and Mr. Haight.

A petition of Isaac Vrooman and others, relative to the boundaries of the town of Schenectady, was read, and referred to Mr. J. A. Fonda, Mr. Mitchell and Mr. Hogeboom,

A petition of Adam Fonda, Peter Hansen, Barent Hansen and John Van Antwerp of Montgomery county, setting forth their being respectively taken prisoners while in actual service during the late war, and praying relief, was read, and referred to Mr. Talbot, Mr. Converse and Mr. Fitch.

Mr. Lush moved for leave to bring in a bill, entitled, *An act to extend to the city of Albany, an act entitled, "An act for regulating the buildings, streets, wharves and slips in the city of New-York."*

*Ordered*, That leave be given accordingly.

Mr. Lush, according to leave, brought in the said bill, which was read the first time, and ordered a second reading.

Mr. W. S. Livingston, from the committee of the whole house, on the report of the commissioners by law appointed to receive and state claims against this State, reported, that the committee had made further progress therein, and had directed him to move for leave to sit again.

*Ordered*, That the said committee have leave to sit again.

A petition of Adolph De Grove, junior, relative to a house in Wall-street, now in the occupation of the widow, heirs or devisees of Thomas White, deceased, and by the petitioner alledged to be by them held only by possession, was read, and committed to a committee of the whole house, to be taken into consideration with the report of the committee on the petition of Thomas White.

The house then proceeded to the consideration of the report of the committee on the petition of the said Thomas White, the consideration whereof was postponed until



this day ; and after some time spent thereon, *Ordered*, That the further consideration thereof be postponed until Monday next.

Mr. North, from the committee of the whole house, on the bill entitled, *An act to authorize the Attorney General of this State, to defend the suits therein described*, reported, that the committee had gone through the bill without amendment, which he was directed to report to the house ; and he read the report in his place, and delivered the bill in at the table, where the same was again read, and agreed to by the house.

*Ordered*, That the bill be engrossed.

A message from the Honorable the Senate, delivered by Mr. Savage and Mr. Van Rensselaer, with the bill therein mentioned, was read, that the Senate have passed the bill, entitled *An act authorizing the Sheriff of Albany county, to remove his prisoners to the gaol lately erected in the said county of Albany*, with the amendments therewith delivered.

The bill and amendments were read, and the amendments being severally read a second time, were respectively agreed to by the house, and the bill amended accordingly : part of the amendments being in the title, the amended title is, *An act to authorize the Sheriff of the city and county of Albany, to remove the prisoners from the old to the new gaol, lately erected in the said county*.

*Ordered*, That Mr. North and Mr. J. A. Fonda, deliver the bill to the Honorable the Senate, and inform them that this house have concurred in the amendments, and have amended the bill accordingly.

A copy of a resolution of the Honorable the Senate, also delivered by Mr. Savage and Mr. Van Rensselaer, was read, and is in the words following, viz.

*Resolved*, If the Honorable the Assembly concur herein, that the Treasurer be, and he is hereby authorized and directed, to pay unto his Excellency the Governor, out of any money not otherwise appropriated, the sum of three hundred and fifty pounds, being the rewards offered by the Governor's proclamation for the apprehending of the following persons, viz.

For Abel Hacket and Jonathan Arnold, each, the sum of one hundred pounds ; and for Josiah Hacket, John West and Jacob Virgil, each, the sum of fifty pounds, being the several persons charged with the murder of the Sheriff of Columbia county, and who have been apprehended and delivered into safe custody ; and that the legislature will make provision to indemnify the Treasurer for so doing."

*Resolved*, That this house do concur with the Honorable the Senate, in the preceding resolution.

*Ordered*, That Mr. North and Mr. J. A. Fonda, deliver a copy of the last preceding resolution of concurrence, to the Honorable the Senate.

*Ordered*, That Mr. Coe and Mr. Vail be added to the committee, to whom were referred the several petitions, praying that new towns may be made in Herkemer county.

*Ordered*, That Mr. Coffin be added to the committee, to whom were referred the proceedings of the town meetings of Cambridge and Easton, in Washington county, and the several petitions from those towns.

Mr. Sickels, from the committee to whom were referred the several petitions of the inhabitants of Stillwater, Halfmoon, Saratoga and Easton, relative to a mill-dam of George Palmer, at Stillwater, in the county of Saratoga, against which, as a nuisance, an information has been filed in the supreme court of this State, reported, that from the affidavits accompanying the said petitions, it appears that the mill-dam is not considered as any obstruction to the navigation of the river Hudson : That the mills of the said George Palmer are very useful to the inhabitants of those towns : That as the petitioners only pray that the suit lately instituted by the Attorney General against the said George Palmer, on account of the said mill-dam, should be stayed in such manner as not to abridge the right of any individual, the committee are of opinion that the prayer of the petitioners be so far complied with, until the further order of the legislature, and that a clause be added to some proper bill for that purpose.

*Ordered*, That the consideration of the said report be postponed until Thursday next.

Then the house adjourned, until to-morrow at eleven of the clock in the forenoon.



FRIDAY, 11 O'clock A. M. *January 27th, 1792.*

The engrossed bill, entitled *An act to authorize the Attorney General of this State, to defend the suits therein described*, was read.

*Ordered*, That the said bill be recommitted to a committee of the whole house.

The bill entitled, *An act to extend to the city of Albany, An act entitled "An act for regulating the buildings, streets, wharves and slips in the city of New-York,"* was read the second time, and committed to a committee of the whole house.

A petition of John Harrison, and a petition of John Birch, respectively praying to be appointed auctioneers in the city of New-York, were respectively read, and referred to Mr. W. S. Livingston, Mr. Ten Broeck and Mr. Doughty.

A petition of Christian Snedeker and Samuel Pettit, executors of the last will of Edward Spragg, relative to a claim by them stated as equitable, against the forfeited estate of Thomas Spragg, was read, and referred to Mr. Clowes, Mr. Scudder and Mr. Doughty.

A petition of Joseph Jadwin, relative to a debt due from him to the people of this State, for which a judgment is obtained against him, was read, and referred to Mr. M. Smith, Mr. Ryers and Mr. Haight.

A petition of the court of common pleas, in Otsego county, subscribed by Jacob Morris, clerk of the said court, and appearing to be subscribed by order of the court, praying an additional term in the said court, was read, and referred to Mr. Cannon, Mr. Palmer and Mr. Rosekrans.

A petition of David Pixley, stiling himself supervisor of the town of Owego, in Tioga county, praying a grant of money to erect a bridge over Owego river, and to open and clear a road to the Cayuga Lake, was read, and referred to Mr. Fitch, Mr. D. Fonda and Mr. Hopkins.

A petition of White Matlack and three other persons, stiling themselves land-holders in the counties of Montgomery, Ulster and Tioga, relative to obstructions in the navigation of the rivers Delaware and Susquehannah, was read, and referred to Mr. Talbot, Mr. Coe and Mr. Hasbrouck.

A petition of Abraham Ten Broeck and others, proprietors of Wallomack and the Manor of Rensselaer, relative to the loss of their lands, which by the settlement with Vermont, has been ceded to that State, was read, and referred to Mr. Nicoll, Mr. Tompkins and Mr. Foote.

A petition of Andrew Stockolm and others, officers of the first and second volunteer regiments raised in the city of New-York, in the beginning of the late war, praying compensation for their services, was read, and referred to Mr. Talbot, Mr. Converse and Mr. Barker.

A petition of James Grant, jun. and others, praying that that part of the town of Woodstock in Ulster county, which lies on the west branch of the river Delaware, may be erected into a new town, was read, and referred to the members of this house, from the county of Ulster.

Mr. North, from the committee to whom was referred the petition of Abraham Bond and others, inhabitants of New Windsor, praying permission to raise money by a lottery, to be applied in erecting a wharf, reported, that the prayer of the petition ought not to be granted.

*Resolved*, That the house do concur with the committee in the said report.

Mr. Wylley, from the committee to whom was referred the petition of William Faulkner, praying a grant of lands for military services, reported, that it is the opinion of the committee, that the prayer of the petitioner ought to be granted, and that a clause should be added to some proper bill for that purpose.

*Resolved*, That the house do concur with the committee in the said report.

Mr. M'Master, from the committee to whom was referred the petition of John Wiley, of Newark in New-Jersey, relative to an equitable claim against the estate forfeited by the conviction of John Turner, in the time of the late war, reported, that on examining the evidence respecting the claim set forth in the petition, the facts therein specified appear to be true; and that therefore the committee are of opinion, that the prayer of the petitioner ought to be granted, and a clause added to some proper bill for that purpose.



*Ordered*, That the said report be committed to a committee of the whole house, on the report of the commissioners appointed to receive and state claims against this State.

Mr. Berry, from the committee who reported on the petitions relative to a division of Ball's Town, according to order, brought in a bill, entitled *An act for dividing the town of Ball's Town, in the county of Saratoga, into four towns*, which was read the first time, and ordered a second reading.

Mr. Berry from the committee of the whole house, on the bill entitled, *An act for regulating town meetings, and to repeal an act therein mentioned*, reported, that the committee had made progress therein, and had directed him to move for leave to sit again.

*Ordered*, That the committee have leave to sit again.

*Ordered*, That Mr. Schermerhorn and Mr. Knickerbacker, be, and are hereby added to the committee to whom the petition of Isaac Vrooman and others, relative to the boundaries of the town of Schenectady, was on the 26th instant referred.

The Honorable the Senate returned, by Mr. Van Rensselaer and Mr. Gelston, the bill entitled, *An act to authorize the Sheriff of the city and county of Albany, to remove the prisoners from the old to the new gaol, lately erected in the said county*.

*Ordered*, That Mr. Ten Broeck and Mr. Knickerbacker, deliver the bill to the Honorable the Council of Revision.

Mr. Foote, from the committee of the whole house, on the bill entitled, *An act to amend and explain an act, entitled, "An act concerning the courts of common pleas and general sessions of the peace,"* reported, that the committee had gone through the bill and made amendments, which he was directed to report to the house; and he read the report in his place, and delivered the bill and amendments in at the table, where the same were again read, and agreed to by the house.

*Ordered*, That the bill and amendments be engrossed.

Mr. Barker, from the committee of the whole house, on the bill entitled *An act for the better laying out and keeping in repair, the public highways and private roads in the county of Westchester*, reported, that the committee had made further progress therein, and had directed him to move for leave to sit again.

*Ordered*, That the said committee have leave to sit again.

Mr. Smith, of Suffolk county, from the committee of privileges and elections, to whom were referred the petition of Hugh White, Jedediah Sanger and Jonas Platt, and the several depositions which accompanied the same, reported the following state of facts, viz.

That on the last Tuesday of May last, John Porteous, Frederick Fox and Jedediah Sanger, being the whole of the supervisors of the county of Herkemer, met pursuant to law, to canvass and estimate the votes for a member to represent the said county in Assembly. That on the same day, the clerk of the said county, delivered to the said supervisors, the bundles of poll lists and ballots, from all the respective towns in the said county; and that all the said bundles of poll lists and ballots were folded up, and subscribed and sealed, as the law directs.

That it appears to the committee by several depositions, that during the said canvass, William Colbrath and Caleb Merrill appeared before the said supervisors, and respectively made oath, that they, the said William Colbrath and Caleb Merrill, were present at the election held at Whites Town, in the county of Herkemer, for a member to represent the said county in Assembly; and that they saw one or more persons who voted at the said election held in Whites Town, put their ballots into the election box, without delivering the same to one of the inspectors of the said election; and that thereupon, John Porteous and Frederick Fox, being a majority of the said supervisors, determined that the poll lists and ballots taken in Whites Town ought to be destroyed, and that the said bundles were accordingly destroyed by Jedediah Sanger, one of the said supervisors, without being examined. That after the said poll lists and ballots were destroyed, a majority of the said supervisors determined that Michael Myers was legally elected a member of Assembly, from the county of Herkemer, and accordingly gave the said Michael Myers a certificate of his election.

A petition of Jonas Platt, praying to be heard by counsel at the bar of this house on the last preceding report, and the matters relating thereto, was read. Thereupon



*Ordered*, That the petitioners be heard by counsel at the bar of this house on Monday next, at twelve of the clock, on the last preceding report, and matters relative to the same.

A message from the Honorable the Council of Revision, transmitted to this house by the Honorable the Senate, was read, "That it does not appear improper to the Council, that the bill entitled, *An act to remove doubts concerning commissioners of Oyer and Terminer and Gaol delivery*, and the bill entitled, *An act to explain an act, entitled, "An act for the more effectual prevention of fires, and to regulate certain buildings in the city of New-York,"* should respectively become laws of this State."

Then the house adjourned, until eleven of the clock to-morrow morning.

SATURDAY, 11 O'clock A. M. January 28th, 1792.

The engrossed bill, entitled, *An act to explain and amend an act, entitled, "An act concerning the courts of common pleas and general sessions of the peace,"* was read the third time.

*Resolved*, That the bill do pass.

*Ordered*, That Mr. Van Cortlandt and Mr. Newman deliver the bill to the Honorable the Senate, and request their concurrence.

A message from the Honorable the Senate, delivered by Mr. Savage and Mr. Van Rensselaer, with the bill therein mentioned, was read, that the Senate have passed the bill entitled, *An act to prevent obstructions to docks and wharves in the city of Albany, and to increase the number of firemen in the said city*, with the amendments therewith delivered.

The bill and amendments were read; and the amendments being severally read a second time, were respectively concurred in by the house, and the bill amended accordingly.

*Ordered*, That Mr. Van Cortlandt and Mr. Newman deliver the bill to the Honorable the Senate, and inform them that this house have concurred in the amendments, and have amended the bill accordingly.

A petition of Brinton Paine, praying compensation for his trouble and expences in coming to the city of New-York, and his attendance to claim a seat in this house, as a representative from Tioga county, and his time and expences in returning to Tioga, was read, and referred to Mr. Ford, Mr. Purdy and Mr. Hopkins.

A petition of John Staples and Mangle Minthorne, relative to the rents of two farms in Orange county, in a part of the late war, was read, and referred to Mr. Berry, Mr. Akin and Mr. Ryerfs.

The Honorable the Senate returned by Mr. Gelston and Mr. Williams, the bill entitled, *An act to prevent obstructions to docks and wharves in the city of Albany, and to increase the number of firemen in the said city*.

*Ordered*, That Mr. De Lamater and Mr. Hasbrouck deliver the bill to the Honorable the Council of Revision.

Mr. Ryerfs, from the committee to whom was referred the petition of George Gosman, praying payment for extra work and materials used in extending the building erected for a secretary's office, and furnishing the deposit room with shelves and boxes, reported, that it is the opinion of the committee that the prayer of the petitioner ought to be granted, and that a clause should be inserted in some proper bill for that purpose.

*Resolved*, That the house do concur with the committee in the said report; and ordered, that the same committee to whom the petition was referred, do prepare and bring in such clause.

Mr. Marvin, from the committee to whom was referred the petition of Daniel Harrison, praying payment for grain, forage and pasture, provided for the army of the United States, in the time of the late war, reported, that it is the opinion of the committee, that the petitioner has an equitable claim on the State, and that provision ought to be made for him in the bill ordered to be brought in on the report of the commissioners to receive and state claims against this State.

*Ordered*, That the said report be committed to a committee of the whole house, on the report of the commissioners above mentioned.

Mr. Barker, from the committee of the whole house, on the bill, entitled, *An act for the better laying out and keeping in repair, the public highways and private roads in the*



county of *West Chester*, reported, that the committee had made further progress therein, and had directed him to move for leave to sit again.

*Ordered*, That the said committee have leave to sit again.

Mr. Van Cortlandt, from the committee to whom were referred the petitions of Verdine Elsworth and Marinus Willett, the former praying a grant of three thousand acres of land, as a reduced Captain in the troops raised in the late colony of New-York, in the year 1755, and the latter praying a grant of two thousand acres of land, as a reduced Lieutenant in the troops raised in the said colony, in the year 1758, each of the petitioners respectively stating his claim to be founded on a proclamation of the then king of Great-Britain, made at St. James's in London, on the seventh day of October 1763, reported, that it is the opinion of the committee, that the prayer of the petitioners respectively ought to be granted, and that the committee have directed him to move for leave to bring in a bill for that purpose.

*Ordered*, That the consideration of the said report be postponed, until Tuesday next.

The bill entitled, *An act for dividing the town of Ball's Town, in the county of Saratoga, into four towns*, was read a second time, and committed to a committee of the whole house.

Then the house adjourned until Monday next, at eleven of the clock in the forenoon.

MONDAY, 11 o'clock A. M. *January 30th*, 1792.

A petition of Thomas M'Kee, praying such provision by law, as that he may be appointed an auctioneer, was read, and referred to Mr. W. S. Livingston, Mr. Ten Broeck and Mr. Doughty.

A petition of Benjamin Smith, by Phineas Bowman his attorney, relative to the former petition of the said Benjamin Smith, at this meeting of the legislature, was read, and referred to Mr. Clark, Mr. J. Smith of Orange county, and Mr. Akin.

Mr. Barker, from the committee of the whole house, on the bill entitled, *An act for the better laying out and keeping in repair, the public highways and private roads in the county of West Chester*, reported, that the committee had made further progress in the bill, and had directed him to move for leave to sit again.

*Ordered*, That the said committee have leave to sit again.

The order for the day was read, that the petitioners be heard by counsel, at the bar of this house, on the report of the committee of privileges and elections, on the petition of Hugh White and others, and the several depositions which accompanied the same, relative to the seat of Michael Myers, Esquire, in this house, as a member from Herkemer county.

The said report, as inserted in the journal of this house, of the 27th instant, was read; and Jonas Platt, Esquire, for himself, and of counsel for the other petitioners, was heard at the bar of the house.

The house then proceeded to the consideration of the said report; and the depositions on the subject thereby reported on, which were formerly read in the house, and also several depositions relative thereto, which were obtained by the committee of privileges and elections, were read and considered, and debates had thereon.

Mr. Havens then made a motion for a resolution, in the words following, viz.

*Resolved*, That Michael Myers, Esquire, returned as a member of this house, elected in the county of Herkemer, is not duly elected, and that therefore his seat be vacated.

The question being put, whether the house did concur in the said resolution, it passed in the negative, in the manner following, viz.

*For the* N E G A T I V E.

Mr. Barker,  
Mr. Berry,  
Mr. Birdfall,  
Mr. Brown,  
Mr. Cannon,  
Mr. Clark,  
Mr. De Lamater,  
Mr. J. A. Fonda,  
Mr. D. Fonda,  
Mr. Foote,

Mr. Frey,  
Mr. Haight,  
Mr. Hitchcock,  
Mr. Hoffman,  
Mr. Hopkins,  
Mr. Knickerbacker,  
Mr. Lawrence,  
Mr. Lewis,  
Mr. W. S. Livingston,  
Mr. H. Livingston,

Mr. Lush,  
Mr. Lindsley,  
Mr. M. Carty,  
Mr. M'Master,  
Mr. Mitchell,  
Mr. Nicoll,  
Mr. North,  
Mr. Palmer,  
Mr. Rosekrans,  
Mr. Ryers,

Mr. Savage,  
Mr. Schermerhorn,  
Mr. Sickels,  
Mr. J. Smith of Orange,  
Mr. Talbot,  
Mr. Ten Broeck,  
Mr. Vail,  
Mr. Will,  
Mr. Wylley.



*For the AFFIRMATIVE.*

Mr. Akin,  
Mr. Clowes.  
Mr. Coffin,  
Mr. Conger,  
Mr. Converse,  
Mr. Cornwell,  
Mr. Doughty,

Mr. Ford,  
Mr. Fitch,  
Mr. Gelston,  
Mr. Graham,  
Mr. Hasbrouck,  
Mr. Havens.  
Mr. Hogeboom,

Mr. Marvin,  
Mr. Newman,  
Mr. Patterson,  
Mr. Purdy,  
Mr. Scudder,  
Mr. Smith of Suffolk,  
Mr. W. P. Smith,

Mr. M. Smith,  
Mr. Tallmadge,  
Mr. Tompkins.  
Mr. Van Cortlandt.

Mr. Lewis, from the committee to whom was referred the petition of Daniel Williams, stating, that a judgment has been obtained against him in the supreme court of this State, for the Dower of Elizabeth Gidney, the widow of John Gidney, deceased, in a farm by him purchased of the commissioners of forfeitures for the southern district of the state, praying the interposition of the legislature, and that he may be indemnified, together with a certificate of Aaron Burr, Esquire, annexed, reported, in the words following, viz.

“ That they find the facts as stated in the said petition, and the subjoined certificate of Aaron Burr—That no defence having been made by the said Daniel Williams, to the suit of the said Elizabeth Gidney, in the said petition mentioned, in consequence, as your committee suppose, of the opinion of the late Attorney General being in favor of the demandant’s claim, no judicial decision was had on the merits of the said claim, but a judgment entered by default against the said petitioner.”

“ That subsequent thereto, upon solemn argument before the justices of the supreme court of this State, in three several cases, depending upon similar principles to that of the said Elizabeth Gidney, it has been adjudged, that the widows of persons attainted under the act in the said petition referred to, are entitled to be endowed of the third part of the real estates of their late husbands, forfeited by such attainder.

“ That the committee are therefore of opinion, that should this honorable house be in sentiment with the said decisions, that a general mode of relief be devised for all persons who now are, or hereafter may be, in like situation with the petitioner; and that a committee be appointed to bring in a bill for that purpose. But in the event of this honorable house conceiving the subject of sufficient importance to claim a further discussion, that then the Attorney General of this State be directed to remove the records of the said judgments by writs of error; all which is humbly submitted to the consideration of the house.”

Mr. Lewis read the report in his place, and delivered the same in at the table, where it was again read.

*Ordered*, That the consideration of the said report be postponed until Monday next.

Mr. Ford, from the committee to whom was referred the petition of Brinton Paine, praying compensation for his trouble and expences in coming to the city of New-York, and his attendance to claim a seat in the Assembly, as a representative from Tioga county, and for his time and expences in returning to Tioga, reported, that the committee had directed him to report a resolution in the words following, viz.

“ *Resolved*, (if the Honorable the Senate concur herein) that the Treasurer of this State pay unto Brinton Paine, the sum of \_\_\_\_\_ and that the legislature will make provision by law to indemnify the said Treasurer.

Mr. Speaker put the question, whether the house did concur in the said resolution, and it passed in the negative.

Mr. Tallmadge, from the committee to whom was referred the petition of the church wardens and vestrymen of St. Peter’s and St. Philip’s churches, in the Highlands and at Peek’s Kill, stating an agreement with Beverly Robinson, before his attainder, for a farm to be held as a glebe for the said churches; that the church wardens and vestrymen had performed the agreement on their part, and praying a title for the said farm, reported, that it is the opinion of the committee, that the prayer of the petition ought to be granted; that the committee have prepared a bill for that purpose, and directed him to move for leave to bring in the same.

*Ordered*, That leave be given accordingly.

Mr. Tallmadge, according to leave, brought in the said bill, entitled, *An act authorizing the commissioners of the land office, to grant a certain glebe farm, for the uses and purposes therein mentioned*, which was read the first time, and ordered a second reading.



A message from the Honorable the Senate, delivered by Mr. Williams and Mr. Savage, with the bill therein mentioned, was read, that the Senate have passed a bill, entitled, *An act for the benefit of the Shinnecock tribe of Indians, residing in Suffolk county*, to which they request the concurrence of this house.

The said bill was read the first time, and ordered a second reading.

Then the house adjourned, until eleven of the clock to-morrow morning.

TUESDAY, 11 o'clock A. M. January 31st, 1792.

The bill entitled, *An act for the benefit of the Shinnecock tribe of Indians, residing in Suffolk county*, and the bill entitled, *An act authorizing the commissioners of the land office, to grant a certain glebe farm, for the uses and purposes therein mentioned*, were respectively read a second time, and committed to a committee of the whole house.

A petition of the trustees of the Dutch Church at New Utrecht, in Kings county, praying to be enabled to sell land belonging to their church, was read, and referred to Mr. W. S. Livingston, Mr. Doughty and Mr. Ryerfs.

A petition of Witter Johnston and others, praying that a part of the town of Harpersfield, may be erected into a separate town, was read, and referred to Mr. Cannon, Mr. D. Fonda and Mr. Lindley.

A petition of Godfrey Shew and others, and a petition of Levi Hungerford, respectively praying pay, while they were in captivity, in the time of the late war, were respectively read, and referred to Mr. D. Fonda, Mr. Mitchell and Mr. Knickerbacker.

Mr. Havens, pursuant to notice by him given for that purpose yesterday, moved for leave to bring in a bill, entitled *An act for the support of government*.

*Ordered*, That leave be given accordingly.

Mr. Havens, according to leave brought in the said bill, which was read the first time, and ordered a second reading.

Mr. North, from the committee of the whole house, on the bill entitled, *An act to authorize the Attorney General of this State, to defend the suits therein described*, reported, that the committee had again gone through the bill without amendment, which he was directed to report to the house; and he read the report in his place, and delivered the bill in at the table, where the same was again read.

By unanimous consent, the said bill was then read the third time.

*Resolved*, That the bill do pass.

*Ordered*, That Mr. Lewis and Mr. Cornwell, deliver the bill to the Honorable the Senate, and request their concurrence.

A petition of the corporation of Trinity church, and of Walter Rutherford, John Rodgers, John Mason, Margaret Livingston, Thomas Smith and others, praying compensation in lands, for lands of the petitioners ceded to the State of Vermont, was read, and committed to a committee of the whole house, to be taken into consideration on Thursday, the sixteenth day of February next.

A petition of Jonah Hallet, of New-Town in Queens county, praying payment for his services as a Captain in part of the time of the late war, was read, and referred to Mr. Lush, Mr. Lawrence and Mr. Newman.

Mr. Lush, from the committee to whom was referred the petition of Jonathan Fitch and others, relative to the place of holding the courts and the building of a court house in Tioga county, reported, that in the opinion of the committee, such part only of the prayer of the petition, as requires a law for removing the courts in the said county, from the house of John Hornwell, in the town of Chemung to Nanticoke, and for building a court house, ought to be granted; that the committee have prepared a bill for that purpose, and directed him to move for leave to bring in the same.

*Ordered*, That leave be given accordingly.

Mr. Lush, according to leave brought in the said bill, entitled *An act for building a court house and gaol in the county of Tioga*, which was read the first time, and ordered a second reading.

Mr. Lush, from the committee to whom was referred the petition of Joseph French and others, inhabitants of the town of Crown Point, praying a law to *tax the lands of non resident foreigners*, for the making of roads and bridges, reported, that it is the opinion of the committee, *that the prayer of the petition ought not to be granted*.

*Resolved*, That the house do concur with the committee in the said report.



Mr. Lush, from the committee to whom was referred the petition of Daniel Gregory and others, inhabitants of Tioga county, praying a law to *tax the lands of non resident freeholders* in the said county, for the making of roads and bridges, and to enable the collectors by order of the supervisors, to lease or sell so much land as will pay their respective quota's, with the expences attending such taxation and sale, reported, that it is the opinion of the committee, *that the prayer of the petitioners ought not to be granted.*

*Resolved*, That the house do concur with the committee in the said report.

Mr. M. Smith, pursuant to notice by him given for that purpose yesterday, moved for a resolution in the words following, viz.

“Whereas John Porteous and Frederick Fox, two of the supervisors of Herkemer county, stand charged before this house, upon the depositions of sundry persons, with having refused to canvass and estimate the ballots returned to them from Whites-Town, in the county aforesaid, although the said ballots were returned as the law requires :

And whereas it is essential to the preservation of the liberties of the people, that the rights of election be guarded and secured, and it is the peculiar duty of this house, as the guardians of the public liberty, to protect the free citizens of this State, in the exercise of this invaluable privilege, against all encroachments whatsoever : Therefore

*Resolved*, That the Attorney General of this State be, and he is hereby required, to file informations in the Supreme Court of Judicature of this State, against the said John Porteous and Frederick Fox, requiring them to answer the aforesaid charge.

Debates having been had on the said resolution, proposed by the motion of Mr. M. Smith.

*Ordered*, That the further consideration thereof be postponed until Saturday next.

Mr. Lewis, from the committee to whom was referred the petition of Henry Lud-enton, stating certain facts relative to sundry certificates issued for the depreciation of the pay of certain soldiers of the line of the late troops of this State, in the service of the United States, reported,—That as far as they have been able to investigate the facts stated in his petition, they find his representation strictly true : That the certificates alluded to were his property, and were either casually lost by, or stolen from him : That it does not appear he ever transferred them, or received any consideration for them : That he used due diligence in attempting to recover them, and took every prudent precaution to prevent a loss on the part of the State : That the certificates were received into the treasury of this State, in payment of purchases made of the commissioners of forfeitures : That in the opinion of the committee, the property of the petitioner in the said certificates hath never been legally divested : That he ought therefore to be reasonably compensated for them ; and that leave be given to bring in a bill, authorizing the Treasurer to make an equitable compromise with him, and to pay him such sum as, all circumstances considered, he may be deemed entitled to.

*Ordered*, That leave be given to bring in such bill.

Then the house adjourned, until eleven of the clock to-morrow morning.

WEDNESDAY, 11 O'clock A. M. February 1st, 1792.

The bill entitled, *An act for the support of government*, and the bill entitled, *An act for building a court-house and gaol in the county of Tioga*, were respectively read a second time, and committed to a committee of the whole house.

Three several petitions, subscribed by William Cooper, Benjamin Gilbert, Andrew Cannon and others, praying aid of the legislature to open a road from the city of Albany, through Duanesburgh, Cherry Valley and Coopers Town, to be continued to Ontario county ; a petition of Henry Oothoudt, John Taylor and others, praying aid of the legislature to open a road from Albany, through Duanesburgh, Cherry Valley and Coopers Town, to the western territory, and to erect a bridge over Schohary Kill ; and two petitions subscribed by Griffin Craft, William Campbell and others, praying aid of the legislature to make a road from Albany, through the towns last mentioned, to the Cayuga Lake, were respectively read, and referred to Mr. Sickels, Mr. Cannon, Mr. H. Livingston, Mr. Mitchell and Mr. Wylley.

A petition of Benjamin Gilbert and others, inhabitants of part of the town of Cherry Valley, praying that the said town may be divided, and a part of it erected into a se-



parate town by the name of Dorlach, was read, and referred to Mr. Cannon, Mr. Frey and Mr. Palmer.

A petition of John I. Roosevelt and Nicholas Roosevelt, on behalf of themselves and their associates, praying to be admitted to purchase part of the lands of this State, reserved for the use of the Oneida Indians, was read, and referred to Mr. M. Smith, Mr. North and Mr. Patterson.

A remonstrance of John Thurman, Zephaniah Platt and Platt Rogers, against the petition of George Trimble and others, relative to an highway, presented to this house on the 24th ultimo, was read, and referred to Mr. Patterson, Mr. Hopkins and Mr. Schermerhorn.

A petition of Thomas Barker, town clerk, therein said to be subscribed by order of the inhabitants of the town of Freehold, in Albany county, at a special town meeting, was read, setting forth, that many of the inhabitants of the town purchased lands of Abraham Lott, and that others purchased of British officers; that suits are commenced against them for the recovery of the lands, and praying a law to secure to all persons in possession of lands, an allowance for their labour on such lands.

*Ordered*, That the said petition be referred to a committee, and that Mr. Lush, Mr. Smith of Suffolk county, and Mr. Van Cortlandt, be a committee for that purpose.

Mr. M. Smith, from the committee to whom was referred the petition of Joseph Jadwin, for the reasons therein set forth, praying remission of a debt amounting to about twenty pounds, due from him to the people of this State, reported, that it is the opinion of the committee, that the prayer of the petitioner ought to be granted, and that a clause should be inserted in some proper bill for that purpose.

*Resolved*, That the house do concur with the committee in the said report.

Mr. W. S. Livingston, from the committee to whom was referred the petition of the corporation of the Dutch Church at New-Utrecht, in Kings county, praying to be enabled to sell land belonging to their church, reported, that it is the opinion of the committee, that the prayer of the petition ought to be granted; that the committee have prepared a bill for that purpose, and directed him to move for leave to bring in the same.

*Ordered*, That leave be given accordingly.

Mr. W. S. Livingston, according to leave brought in the said bill, entitled *An act to authorize the corporation of the reformed Protestant Low Dutch Church at New-Utrecht, in Kings county, to sell and dispose of certain lands for the benefit of the said church*, which was read the first time, and ordered a second reading.

Mr. Barker, from the committee of the whole house, on the bill entitled, *An act for the better laying out and keeping in repair, the public highways and private roads in the county of Westchester*, reported, that the committee had gone through the bill, made amendments, and altered the title; that the altered title is, *An act for the better laying out and keeping in repair, the public highways and private roads, in the counties of Montgomery, Westchester and Albany*, which he was directed to report to the house; and he read the report in his place, and delivered the bill and amendments in at the table, where the same were again read, and agreed to by the house.

*Ordered*, That the bill and amendments be engrossed.

Mr. Lewis, from the committee of this house, appointed on the 11th ult. of a joint committee of the Senate and Assembly, to report such dispositions and appropriations of the revenue arising from the public stock in the Treasury, and the monies which may become due to the same in the course of the present year, as may be proper and necessary, brought in the report of the said committee, which was read, and ordered to be inserted in the journal of the house, and is in the words following, viz.

“ The committee report, that they have taken into consideration the subject submitted to them by both Houses of the Legislature, and are of opinion, that in appropriating the revenue or yearly income of a State, it ought to be considered as an object of the first importance, to provide for the support of the government; and that next to this, ought to be ranked, a provision for satisfying the just claims against the State; that the objects of the greatest importance next to these, are to encrease the annual income of the State, by converting a proportion of its revenue into a productive capital; to promote useful knowledge among all the various classes of citizens, and to



increase the wealth of the State, by promoting its commercial, manufacturing and agricultural interests. With respect to the first of these objects, they are of opinion, that it would be proper to bring in a bill making a permanent provision for the support of the government; with respect to the surplus monies in the Treasury after this appropriation, the committee find themselves, as yet, unable to come to a final decision; that so soon as they shall be able to come to a decided opinion, they will report such further dispositions and appropriations, as shall appear to them most beneficial to the State.

Then the house adjourned, until eleven of the clock to-morrow morning.

THURSDAY, 11 o'clock A. M. *February 2d, 1792:*

The bill entitled, *An act to authorize the corporation of the reformed Protestant Low Dutch Church, at New-Utrecht in Kings county, to sell and dispose of certain lands for the benefit of the said church*, was read a second time, and committed to a committee of the whole house.

The engrossed bill, entitled *An act for the better laying out and keeping in repair, the public highways and private roads, in the counties of Montgomery, Westchester and Albany*, was read the third time.

*Ordered*, That the said bill be recommitted to a committee of the whole house.

A message from the Honorable the Senate, delivered by Mr. Webster and Mr. Powers, with the bill therein mentioned, was read, that the Senate have passed the bill, entitled *An act to explain and amend an act, entitled "An act concerning the courts of common pleas and general sessions of the peace,"* with the amendments therewith delivered.

The bill and amendments were read; and the amendments being severally read a second time, were respectively disagreed to by the house. Thereupon

*Resolved*, That this house do not concur with the Honorable the Senate, in the amendments to the said bill.

*Ordered*, That Mr. Lush and Mr. Hoffman, deliver the bill and a copy of the last preceding resolution, to the Honorable the Senate.

A memorial of Richard Morris, Esquire, relative to a demand against the estate forfeited by William Tryon, Esquire, was read, and referred to Mr. North, Mr. Foote and Mr. Coffin.

A petition of John H. Livingston and others, administrators of the personal estate, and trustees, together with Alexander Hamilton, for the sale of the real estate of Philip Livingston, deceased, praying a law to enable them to execute the trusts reposed in them, exclusive of the said Alexander Hamilton, who is removed out of this State, was read, and referred to Mr. W. S. Livingston, Mr. Cornwell and Mr. Doughty.

A petition of Elijah Wimpey, one of the Indian inhabitants of Brother Town, in Herkemer county, praying a committee may be appointed to hear his grievances, was read, and referred to Mr. Lush, Mr. Myers and Mr. M'Master.

A petition of Henry Snyder, Aaron Van Curler and others, praying compensation for lands granted to them in Maple Town and Cambridge, and a petition of John Bleeker, praying compensation for lands in Wallomshack, and alledged to have been ceded to Vermont, were respectively read, and committed to a committee of the whole house, to be taken into consideration on Thursday, the sixteenth day of February, instant.

A petition of Richard Platt and others, praying to be incorporated as a Bank, under proper legislative regulations, was read, and referred to Mr. Lawrence, Mr. W. P. Smith, Mr. De Lamater, Mr. North and Mr. Hitchcock.

A petition of Jacob Vander Heyden, Albert Pawling and others, inhabitants of the settlement called *Troy*, in Rensselaer county, praying the legislature that the courts of common pleas of the said county, may be established at *Troy*, and offering *eight hundred pounds* to erect a Gaol, was read, and referred to Mr. Mitchell, Mr. M'Carty and Mr. Birdfall.

Mr. Gelston, from the committee of the whole house, on the bill entitled, *An act for laying out and opening a road from Mama-Kating in Ulster county, to the Delaware river*, reported, that the committee had made progress therein, and had directed him to move for leave to sit again.

*Ordered*, That the said committee have leave to sit again.



A petition of Benjamin Moore, Thomas Ellison and Richard Harrison, a committee appointed by the convention of the Protestant Episcopal Church, in the State of New-York, praying a grant of the church and glebe at Johnstown, in Montgomery county, was read, and referred to Mr. Hoffman, Mr. North and Mr. Lawrence.

Mr. W. S. Livingston, from the committee to whom were referred the several petitions of James King, John Harrison, John Birch and Thomas M'Kee, respectively praying a provision by law, that they may respectively be appointed auctioneers in the city of New-York, reported, that it is the opinion of the committee, that it will be proper to repeal that part of the act, entitled *An act for the regulation of sales by public auction*, passed the 8th day of March, 1791, which respects limiting the number of auctioneers to be appointed in the city and county of New-York; and that they have directed him to move for leave to bring in a bill for that purpose.

*Ordered*, That the consideration of the said report be postponed, until Monday next.

Mr. Ten Broeck, from the committee to whom was referred the petition of William De Peyster and others, praying a law to enable the council of appointment to appoint another inspector of flour, with similar powers to those exercised by the present inspector, reported, that the committee have made enquiries of some of the most respectable merchants who are shippers of flour from the port of New-York, how far the present system of inspection, and the manner in which it has been conducted, have answered the purposes intended by the law. That they have also examined the powers given to the inspector, and are of opinion that the prayer of the petitioners ought not to be granted.

That the committee are confirmed in the propriety of rejecting it, on the general principle, that by encreasing the number of inspectors, the responsibility will be lessened; and that if there are inconveniencies arising from neglect, the law is fully sufficient to afford a remedy.

*Resolved*, That the house do concur with the committee in the said report.

*Ordered*, That the report of the committee on the several petitions relative to a mill-dam of George Palmer, at Stillwater in Saratoga county, be postponed until Monday next.

Mr. Hoffman, from the committee who reported on the petition of William Maxwell and others, according to order, brought in a bill, entitled *An act to authorize the sale of lottery tickets in this State, to defray the expence of erecting bridges and causeways over the rivers Hackinsack and Passaic*, which was read the first time, and ordered a second reading.

Then the house adjourned, until eleven of the clock to-morrow morning.

FRIDAY, 11 o'clock A. M. February 3d, 1792.

The bill entitled, *An act to authorize the sale of Lottery Tickets in this state, to defray the expence of erecting bridges and causeways, over the rivers Hackinsack and Passaic*, was read a second time, and committed to a committee of the whole house.

A petition of Abraham Schenck and others, inhabitants of the town of Fish-Kill, in Dutchess county, praying that the said town may be divided into two towns, was read, and referred to the members of this house from the county of Dutchess.

A petition of John Carpenter, of Goshen, in Orange county, praying to be permitted to redeem certain public securities lodged in the treasury as security for the payment of five hundred pounds by him borrowed of the people of this state, in April and July 1790, without paying the interest due on the sum so loaned, was read, and referred to Mr. Hoffman, Mr. J. Smith of Orange county, and Mr. Clark.

Mr. Foote, from the committee to whom was referred the petition of Coenradt G. Elmendorf and others, inhabitants of Ulster county, praying a more effectual law to prevent trafficking with slaves, reported, that it is the opinion of the committee, that the penalty inflicted by the present law, on persons who sell liquor to slaves, ought to be enlarged: That the committee have therefore directed him to move for leave to bring in a bill for that purpose, and to repeal a clause in the present existing law concerning slaves.

*Ordered*, That leave be given accordingly.

Mr. Foote, according to leave, brought in the said bill, entitled, *An act to amend an act, entitled, "An act concerning slaves," and to repeal a certain clause in the said act*, which was read the first time, and ordered a second reading.



Mr. Barker, from the committee of the whole house, on the bill entitled, *An act for the better laying out and keeping in repair, the public highways and private roads, in the counties of Montgomery, Westchester and Albany*, reported, that the committee had again gone through the bill, made amendments, and added several clauses, which he was directed to report to the house; and he read the report in his place, and delivered the bill, amendments and clauses in at the table, where the same were again read, and agreed to by the house.

*Ordered*, That the bill, amendments and clauses be engrossed.

A petition of John Ten Broeck, praying a longer time by law, to settle in the court of exchequer, his accounts while he was in the office of sheriff of Albany, was read, and referred to Mr. Lush, Mr. Brown and Mr. Hasbrouck.

A petition of John Frederick Ernst and others, of the Luthern church in the town of Catts-Kill, praying aid of the legislature to render valid the proceedings and acts of former trustees of the said church, was read, and referred to Mr. M'Carty, Mr. Will and Mr. Frey.

A petition of Samuel Loudon, with an account attending the same, claiming a balance for his services as a printer, was read, and referred to Mr. Birdfall, Mr. Tallmadge and Mr. Newman.

A petition of Joshua Mersereau, praying aid of the legislature to open different highways in the said petition mentioned, was read, and referred to Mr. Sickels, Mr. Cannon, Mr. H. Livingston, Mr. Mitchell and Mr. Wylley.

Mr. Berry, from the committee of the whole house, on the bill entitled, *An act for regulating town meetings, and to repeal an act therein mentioned*, reported, that the committee had made further progress therein, and had directed him to move for leave to sit again.

*Ordered*, That the said committee have leave to sit again.

Mr. Hoffman, from the committee of the whole house, on the bill entitled, *An act for the encouragement of a manufactory of glass wares, by a loan of money to the proprietor thereof*, reported, that the committee had made further progress in the bill, and had directed him to move for leave to sit again.

*Ordered*, That the said committee have leave to sit again.

Mr. W. S. Livingston, from the committee to whom was referred the petition of John H. Livingston and others, administrators of the personal estate, and trustees for the sale of the real estate of Philip Livingston, deceased, praying a law to enable them to execute the trusts reposed in them and Alexander Hamilton, exclusive of the said Alexander Hamilton, reported, that it is the opinion of the committee, that the prayer of the petition ought to be granted; and that the committee have directed him to move for leave to bring in a bill for that purpose.

*Ordered*, That leave be given accordingly.

Then the house adjourned, until eleven of the clock to-morrow morning.

SATURDAY, 11 O'clock A. M, February, 4th, 1792.

The engrossed bill, entitled *An act for the better laying out and keeping in repair, the public highways and private roads in the counties of Montgomery, Westchester and Albany*, was read the third time.

*Resolved*, That the bill do pass.

*Ordered*, That Mr. Purdy and Mr. Talbot. deliver the bill to the Honorable the Senate, and request their concurrence.

The bill entitled, *An act to amend an act, entitled "An act concerning slaves," and to repeal a certain clause in the said act*, was read a second time.

Mr. Smith of Suffolk county, made a motion that the said bill should be rejected.

The question being put on the motion of Mr. Smith, it was carried in the affirmative. Thereupon

*Resolved*, That the said bill be rejected.

A petition of James Smith, and a petition of William Hamilton, respectively praying a provision by law, whereby they may be admitted to be appointed auctioneers in the city of New-York, were read.

*Ordered*, That the said petitions be taken into consideration with the report of the committee, who on the second day of February instant, reported on similar petitions.



A petition of Abraham Lott, formerly Treasurer of the late colony of New-York, praying a remission of and discharge from his debt to the people of this State, was read, and referred to Mr. M. Smith, Mr. H. Livingston, Mr. De Lamater, Mr. Palmer and Mr. Brown.

Mr. Talbot, from the Committee to whom was referred the petition of White Matlack and others, praying a law to prevent obstructions in the rivers Delaware and Susquehannah, reported, that it is the opinion of the committee, that the prayer of the petitioners ought to be granted, that the committee have prepared a bill to prevent obstructions in the river Delaware, and directed him to move for leave to bring in the same.

*Ordered*, That leave be given accordingly.

Mr. Talbot, according to leave, brought in the said bill, entitled *An act declaring the river Delaware, and its several navigable branches as far as they extend within this State, to be public highways, and to prevent obstructions therein*, which was read the first time, and ordered a second reading.

Mr. Lawrence, from the committee to whom were referred fundry petitions, praying for the incorporation of a bank, by the name and stile of the President, Directors and company of the State Bank, reported, that having taken the said petitions into consideration, they are deeply impressed with the importance of the subject they propose, and of the consequent propriety of deciding upon its merits, with much deliberation.

That the committee are in possession of the draft of a bill, which fully delineates the objects of the petitioners; and contains also certain propositions for opening canals, and effecting that internal navigation which is at present contemplated as so highly interesting to the prosperity of the State.

The proposed plan being thus intimately related to the agricultural and commercial interests of the State, the committee are of opinion, that it merits the serious attention of the legislature, and that they had therefore directed him to move for leave to bring in the aforesaid bill.

*Ordered*, That leave be given accordingly.

Mr. Lawrence, according to leave brought in the said bill, entitled *An act to incorporate the subscribers to the State Bank*, which was read the first time and ordered a second reading.

Mr. W. S. Livingston, from the committee appointed on the 25th ult. to prepare and bring in a bill pursuant to the general tenor of the report of the commissioners by law appointed to receive and state claims against this State, brought in the said bill, entitled *An act to authorize the Treasurer of this State, to pay to sundry persons, the several sums of money therein mentioned*.

The said bill was read the first time, and ordered a second reading.

Mr. Berry, from the committee to whom was referred the petition of John Staples and Mangle Minthorn, praying compensation for the rents of two farms at Goshen in Orange county, in part of the time of the late war, reported, that the committee have examined into the petitioners claim, and are of opinion, that the prayer of the petition should be so far complied with, as that the monies received for the rent of the said two farms, should be paid to them by the Treasurer, at the value of the money, when the same was paid to the commissioners of sequestration; and that a clause be annexed to some proper bill for that purpose.

*Ordered*, That the said report be committed to a committee of the whole house, to be taken into consideration with the bill last mentioned.

A message from the Honorable the council of Revision, delivered by the Honorable Mr. Chief Justice Yates, was read, "that it does not appear improper to the council, that the bill entitled, *An act to prevent obstructions to docks and wharves in the city of Albany, and to encrease the number of fire-men in the said city*, and the bill entitled, *An act to authorize the Sheriff of the city and county of Albany, to remove the prisoners from the old to the new gaol, lately erected in the said county*, should respectively become laws of this State."

Mr. Smith of Suffolk county, from the committee of the whole house, on the bill entitled, *An act to authorize the sale of lottery tickets in this State, to defray the expence of erecting bridges and causeways over the rivers Hackinsack and Passaic*, reported, that after the said bill had been read in the committee, and the first enacting clause had



been again read, and debates had thereon, Mr. Havens moved for a resolution that the said bill should be rejected; that the question was put on the motion of Mr. Havens, and that it passed in the negative, in the manner following, viz.

*For the* N E G A T I V E.

Mr. Barker,  
Mr. Berry,  
Mr. Birdfall,  
Mr. Brown,  
Mr. Cannon,  
Mr. Coe,  
Mr. Coffin,  
Mr. Conger,  
Mr. De Lamater,  
Mr. Foote,  
Mr. Ford,  
Mr. Frey,

Mr. Fitch,  
Mr. D. Fonda,  
Mr. Hasbrouck,  
Mr. Hoffman,  
Mr. Hogeboom,  
Mr. Haight,  
Mr. Hitchcock,  
Mr. Hopkins,  
Mr. Knickerbacker,  
Mr. Lewis,  
Mr. W. S. Livingston,  
Mr. H. Livingston,

Mr. Lush,  
Mr. Lindfley,  
Mr. Marvin,  
Mr. M'Matter,  
Mr. Mitchell,  
Mr. Myers,  
Mr. Newman,  
Mr. Nicoll,  
Mr. North,  
Mr. Palmer,  
Mr. Rosekrans,  
Mr. Schermerhorn,

Mr. Sickels,  
Mr. W. P. Smith,  
Mr. J. Smith of Orange,  
Mr. M. Smith,  
*Mr. Speaker,*  
Mr. Tallmadge,  
Mr. Ten Broeck,  
Mr. Will,  
Mr. Wylley.

*For the* A F F I R M A T I V E.

Mr. Clowes.  
Mr. Converse,  
Mr. Doughty,  
Mr. Havens.

Mr. J. A. Fonda,  
Mr. Gelston,  
Mr. Graham,  
Mr. Lawrence,

Mr. Patterson,  
Mr. Purdy,  
Mr. Ryerfs,  
Mr. Savage,

Mr. Scudder,  
Mr. Talbot,  
Mr. Vail,  
Mr. Van Cortlandt.

That the committee had made progress in the bill, and had directed him to move for leave to sit again.

*Ordered,* That the said committee have leave to sit again.

Then the house adjourned, until Monday next, at ten of the clock in the forenoon.

MONDAY, 10 o'clock A. M. *February 6th, 1792.*

Isaac Bloom, Esquire, a member of this house, returned as duly elected in Dutchess county, appeared in the Assembly chamber.

*Ordered,* That Mr. H. Livingston and Mr. Akin, attend before one of the commissioners appointed to administer oaths, with Mr. Bloom, and see him duly qualified.

The bill entitled, *An act declaring the river Delaware and its several navigable branches, as far as they extend within this State, to be public highways, and to prevent obstructions therein*, the bill entitled, *An act to incorporate the subscribers to the State bank*, and the bill entitled, *An act to authorize the Treasurer of this State to pay to sundry persons, the several sums of money therein mentioned*, were respectively read a second time, and committed to a committee of the whole house.

Mr. H. Livingston reported, that pursuant to the order of the house, Mr. Akin and himself had attended before the Honorable Pierre Van Cortlandt, Esquire, one of the commissioners appointed to administer oaths, with Mr. Bloom, and had seen him duly qualified, by taking and subscribing the oaths by law prescribed.

*Ordered,* That Mr. Bloom take his seat.

A petition of Thomas Moffat and others, inhabitants of Orange county, praying aid of the legislature to open and make a road from the house of Archibald Cunningham in Smith's Clove, to the house of Thomas Cooper, in Ramapough Clove, not exceeding four miles, was read, and referred to Mr. Smith of Suffolk county, Mr. J. Smith of Orange county, and Mr. Bloom.

A petition of a number of the inhabitants of Herkemer, Montgomery and Albany counties, praying aid of the legislature for clearing and improving the navigation of the river Mohawk, was read, and referred to Mr. M. Smith, Mr. Hitchcock, Mr. Talbot, Mr. Lush, Mr. Brown, Mr. Ford and Mr. Nicoll.

A petition of Phineas Lyman and others, alledging that they held lands on the west side of Connecticut river, in a township granted under the government of the late colony of New-York, by the name of Wickham; that those lands are since ceded to Vermont; that Vermont refused to recognize or confirm the grant by New-York, and praying compensation for those lands, was read, and committed to a committee of the whole house, to be taken into consideration on the sixteenth day of February instant.

A petition of Donald Campbell, praying that the State will receive his certificate from the United States for his bounty lands, and in lieu thereof grant him lands in this State, was read, and referred to Mr. Sickels, Mr. Barker and Mr. Converse.

A petition of William Keefe, relative to his services as an assistant to the state agent, in collecting hay for the army, was read, and referred to Mr. M. Smith, Mr. Gelston and Mr. Graham.



A petition of John Thompson, relative to sundry articles of furniture, alledged to have been removed from New Rochelle, in the time of the late war, by order of Col. Van Rensselaer, and to have been afterwards sold by order of certain commissioners appointed by the then convention, was read, and referred to Mr. Will, Mr. Haight, and Mr. Bloom.

*Resolved*, That the Printer for the State, be directed, without delay, to print one hundred copies of the bill entitled, *An act to incorporate the subscribers to the State Bank*, for the use of the members of the legislature, and that two members be appointed to see that the same be accurately printed.

*Ordered*, That Mr. Havens, and Mr. Smith of Suffolk county, superintend the printing of the said bill.

Mr. Hoffman, pursuant to notice by him given for that purpose, on Saturday last, moved for leave to bring in a bill entitled, *An act to confirm a certain division and exchange made of a certain tract of land at Kinderhook, in the county of Columbia, granted to John Hendricks de Bruyn, by letters patent bearing date the twenty-sixth day of December, one thousand six hundred and eighty-six.*

*Ordered*, That leave be given accordingly.

Mr. Hoffman, according to leave, brought in the said bill, which was read the first time, and ordered a second reading.

Mr. W. S. Livingston, pursuant to leave, brought in a bill, entitled, "*An act to enable John H. Livingston, Thomas Jones and Brockholst Livingston, to execute certain trusts therein mentioned*", which was read the first time, and ordered a second reading.

Mr. Sickels, from the committee of the whole house, on the bill entitled, *An act for the support of government*, reported, that the committee had made progress therein, and had directed him to move for leave to sit again.

*Ordered*, That the said committee have leave to sit again.

A message from the Honorable the Senate, delivered by Mr. Micheau and Mr. Pye, with the bill therein mentioned, was read, that the Senate have passed a bill, entitled, *An act to incorporate the trustees of the Albany library*, to which they request the concurrence of this house.

The said bill was read the first time, and ordered a second reading.

Then the house adjourned, until ten of the clock to-morrow morning.

TUESDAY, 10 o'clock A. M. February 7th, 1792.

The bill entitled, *An act to confirm a certain division and exchange, made of a certain tract of land, at Kinderhook in the county of Columbia, granted to John Hendrix de Bruyn, by letters patent bearing date the twenty sixth day of December, one thousand six hundred and eighty-six*, the bill entitled, *An act to enable John H. Livingston, Thomas Jones and Brockholst Livingston, to execute certain trusts therein mentioned*, and the bill entitled, *An act to incorporate the trustees of the Albany Library*, were respectively read a second time, and committed to a committee of the whole house.

A petition of Dirck Van Bueren and others, of the town of Kinderhook, in the county of Columbia, was read, setting forth that they are part owners of the land formerly granted to John Hendricks De Bruyn, that they have proceeded to make a partition thereof agreeably to the statute for the partition of lands in this State; and praying that no legislative interference may be had in the premises, as the existing laws of the State are adequate to secure to every person interested, their respective interests in the said lands.

*Ordered*, That the said petition be committed to a committee of the whole house, on the bill in the journal of this day first mentioned.

A petition of George Smith, praying an allowance for the depreciation of his pay as a judge advocate in the late army of the United States, from the first day of October 1777, to the last day of November 1780, was read, and referred to Mr. Scudder, Mr. Barker and Mr. Marvin.

A petition of William Kirby, Mary Fox and others, was read, praying relief in specie, or by a grant of lands, for monies paid for a tax in the city of New-York, alledged by the petitioners to have been unduly assessed.

*Resolved*, That the prayer of the said petition be not granted.

A petition of Matthew Trotter and Jellis A. Fonda, praying a grant of lands for military services, was read, and referred to Mr. Ten Broeck, Mr. Talbot and Mr. Tallmadge.



A petition of Michael Connolly, praying a compensation for his trouble in assisting to a distribution of the lands granted to the troops of the late line of this State, in the army of the United States, was read, and referred to Mr. Ford, Mr. Brown and Mr. Bloom.

A petition of Dirck Lefferts, Alexander Robertson and others, associated for erecting iron works within this State, praying a law to indemnify each partner against any demand beyond the amount of his subscription deposited in the stock of the company, was read, and referred to Mr. Hoffman, Mr. Ryerfs and Mr. Coe.

A petition of John Lincklane and Garret Boon, respectively praying to be enabled to hold real estates within this State, or to be naturalized, was read, and committed to a committee of the whole house, on the bill relative to Henry Bethune Stark.

A petition of Benoni Bradner, for the reasons therein set forth, praying a grant of two thousand acres of land, was read, and referred to Mr. W. P. Smith, Mr. Marvin and Mr. Clark.

A petition of Moses Isaacks, praying a law for appointing an inspector of Head matter and Oyl brought to the city of New-York for sale, was read, and referred, to Mr. Berry, Mr. Patterson and Mr. Cornwell.

The respective petitions of Mary Petrie, Johannis Smith and Thomas Folmer, relative to losses sustained on an irruption of the enemy into Montgomery county, in the time of the late war, were respectively read, and committed to a committee of the whole house, on the bill brought in pursuant to the report of the commissioners to receive and state claims against this State.

A petition of the judges and justices of the court of common pleas, in Herkemer county, praying an additional term to the courts in the said county, and that the said term may be held on the first Tuesday in October annually, was read and referred to Mr. Myers, Mr. Frey and Mr. Cannon.

A petition of Abraham Ten Broeck and others, relative to regulating the course of Fox's Creek, in the city of Albany, was read, and committed to a committee of the whole house, to be taken into consideration with the bill entitled, *An act to extend to the city of Albany, an act entitled "An act for regulating the buildings, streets, wharves and slips, in the city of New-York."*

A petition of John Dorn, of Montgomery county, alledging that he has sustained loss by the forfeiture of the estate late of Sir John Johnson, and praying relief, was read, and referred to Mr. D. Fonda, Mr. M'Master and Mr. Palmer.

A petition of Oliver Phelps, praying a law to raise six hundred pounds in Ontario county, for building a court house and gaol in the said county, was read.

Mr. M. Smith, moved for leave to bring in a bill pursuant to the prayer of the said petition.

*Ordered*, That leave be given accordingly.

A petition of James Monnel, praying an allowance for losses sustained by bills of credit, commonly called new emission money, was read, and referred to Mr. Birdfall, Mr. W. S. Livingston and Mr. J. Smith of Orange county.

A petition of Increase Carpenter, of Queens county, relative to a Treasury note of this State, alledged to have been casually consumed by fire, was read, and referred to Mr. Lawrence, Mr. Scudder and Mr. Doughty.

Mr. Lush, from the committee to whom was referred the petition of Jonah Hallet of New-Town in Queens county, praying payment for his services as a captain of levies in part of the year 1779, reports, that it appears to the committee, that the petitioner on the eighth day of July 1779, was appointed a captain in the levies raised in this State, for the defence of the frontiers, and continued in that command, until the eighth day of November following.

That he has not received payment for his said services.

That an act passed the 27th day of April 1784, provided a mode for ascertaining and settling the pay of the levies and militia.

That the said act was repealed on the 21st day of April 1787, and that no subsequent legislative provision hath been made for the settlement of such pay.

*Ordered*, That the said report be committed to a committee of the whole house, on the bill brought in pursuant to the report of the commissioners, to receive and state claims against this State.



Mr. Wylley, from the committee to whom was referred the petition of John Quackenbos, praying repayment of monies by him paid to Richard Morris, Esquire, for a tax improperly assessed on a lot of ground, purchased by the petitioner, of the commissioners of forfeitures in the southern district in this State, reported, that it is the opinion of the committee, that the prayer of the petition ought to be granted, and leave given to bring in a bill for that purpose.

*Ordered*, That the said report be committed to a committee of the whole house, on the bill last above mentioned.

Mr. Lush, from the committee to whom was referred a petition, (therein alledged to be the petition of the inhabitants of Freehold, in Albany county) subscribed by Thomas Barker, town-clerk, setting forth, that they purchased lands of Abraham Lott and others; that suits have been commenced against them, for the recovery of the said lands, and praying a law to secure to all persons, in possession of lands, an allowance for their labour on such lands, reported, that it is the opinion of the committee, that the prayer of the petition ought not to be granted.

*Resolved*, That the house do concur with the committee in the said report.

Mr. Scudder, from the committee to whom was referred the petition of Christian Snedecor and Samuel Pettit, executors of the last will and testament of Edward Spragg, deceased, stating an equitable claim against the estate forfeited by Thomas Spragg, for monies by them paid as executors as aforesaid, reported, that the committee have examined certain papers relative to the facts mentioned in the said petition, and find the several facts therein mentioned to be true; that the committee are therefore of opinion, that the prayer of the petitioners ought to be granted, and that a clause should be added to some proper bill for that purpose.

*Ordered*, That the said report be committed to a committee of the whole house, on the bill brought in pursuant to the report of the commissioners, to receive and state claims against this State.

Mr. Barker, from the committee consisting of the members of this house from the county of Dutchess, to whom were referred the several petitions of the town of Washington, in the said county, praying that the said town may be divided into two towns, reported, that on consideration of the prayer of the said petitioners, the committee are of opinion that a bill be brought in, directing the places of holding town-meetings in the town of Washington, in the county of Dutchess, which bill the committee have prepared, and directed him to move for leave to bring in the same.

Mr. Barker read the report in his place, and delivered the same in at the table, where it was again read.

*Mr. Speaker* put the question, whether the house did concur with the committee in the said report, and it passed in the negative. Thereupon

*Resolved*, That the house do not concur with the committee in the said report.

*Ordered*, That Mr. Purdy, Mr. Ford and Mr. M. Smith, be a committee to prepare and bring in a bill to divide the town of Washington, in Dutchess county, into two towns.

Mr. Lush, from the committee to whom was referred the petition of John Ten Broeck, late sheriff of the county of Albany, praying that the time to settle, in the court of exchequer, his accounts while he was in the office of sheriff, in the said county, may be prolonged, reported, that it is the opinion of the committee, that the prayer of the petitioner ought to be granted; that the committee have prepared a bill for that purpose, and directed him to move for leave to bring in the same.

*Ordered*, That leave be given accordingly.

Mr. Lush, according to leave, brought in the said bill, entitled, *An act for the relief of John Ten Broeck*, which was read the first time, and ordered a second reading.

*Resolved*, (if the Honorable the Senate concur herein) that the words, "and it is hereby enacted by the authority of the same," and the words, "by the authority aforesaid," which have been usually inserted in the first clause, and in the following enacting clauses respectively, in the laws of this State, be in future laws omitted.

*Ordered*, That Mr. W. P. Smith and Mr. Coe deliver a copy of the preceding resolution, to the Honorable the Senate.

Mr. H. Livingston, from the committee of the whole house, on the bill entitled, *An act for building a court-house and gaol in the county of Tioga*, reported, that the com-



mittee had gone through the bill without amendment, which he was directed to report to the house; and he read the report in his place, and delivered the bill in at the table, where the same was again read, and agreed to by the house.

*Ordered*, That the bill be engrossed.

Mr. Gelston, from the committee of the whole house, on the bill entitled, *An act to enable the Mayor, Recorder, and Aldermen of the city of New-York, to order the raising monies by tax, for the maintenance of the poor, and for defraying the other contingent expences, arising in the city and county of New-York*, reported, that the committee had gone through the bill without amendment, which he was directed to report to the house, and he read the report in his place, and delivered the bill in at the table, where the same was again read, and agreed to by the house.

*Ordered*, That the bill be engrossed.

Mr. Berry, from the committee of the whole house, on the bill entitled, *An act to encrease the number of firemen in the city of New-York*, reported, that the committee had gone through the bill without amendment, which he was directed to report to the house; and he read the report in his place, and delivered the bill in at the table, where the same was again read, and agreed to by the house.

*Ordered*, That the bill be engrossed.

The house proceeded to the consideration of the report of the committee, on the several petitions of the inhabitants of Stillwater, Half-Moon, Saratoga and Easton, relative to a mill-dam of George Palmer, at Stillwater in Saratoga, against which as a nuisance an information has been filed in the supreme court of this State.

The said report as inserted in the journal of this house, of the 26th ult. was again read and considered. Thereupon

*Resolved*, That this house do concur with the committee in the said report.

*Ordered*, That the committee who brought in the said report, do prepare and bring in a bill to carry the same into effect.

Mr. Myers, from the committee to whom were referred the several petitions from different parts of Herkemer county, praying each respectively, that a new town may be made and erected in the said county, reported, that it is the opinion of the committee, that the prayer of each petition respectively be granted; that the committee have prepared a bill for that purpose, and have directed him to move for leave to bring in the same.

*Ordered*, That leave be given accordingly.

Mr. Myers, according to leave, brought in the said bill, entitled *An act for dividing the towns of White's-Town and Herkemer, in Herkemer county*, which was read the first time, and ordered a second reading.

Mr. Gelston, from the committee of the whole house, on the bill entitled, *An act to authorize the corporation of the Reformed Protestant Low Dutch Church, at New-Utrecht in Kings county, to sell and dispose of certain lands for the benefit of the said church*, reported, that the committee had made progress in the bill, and had directed him to move for leave to sit again.

*Ordered*, That the said committee have leave to sit again.

Then the house adjourned, until ten of the clock to-morrow morning.

WEDNESDAY, 10 o'clock A. M. February 8th, 1792.

The bill entitled, *An act for dividing the towns of White's-Town and Herkemer, in Herkemer county*, and the bill, entitled *An act for the relief of John Ten Broeck*, were respectively read a second time, and committed to a committee of the whole house.

The engrossed bill, entitled *An act for building a court house and gaol in the county of Tioga*, was read a third time.

*Resolved*, That the bill do pass.

The engrossed bill, entitled *An act to enable the Mayor, Recorder and Aldermen of the city of New-York, to order the raising monies by tax, for the maintenance of the poor, and for defraying the other contingent expences arising in the city and county of New-York*, was read the third time.

*Resolved*, That the bill do pass.

The engrossed bill, entitled *An act to encrease the number of fire-men in the city of New-York*, was read the third time.

*Resolved*, that the bill do pass.



*Ordered*, That Mr. M. Smith and Mr. Clark, deliver the three last mentioned bills to the Honorable the Senate, and request their concurrence to the same respectively.

To prevent in some measure, the delay of the important business of the legislature now before this house,

*Ordered*, That until further order in the premises, petitions to the legislature presented to this house, and not sent with engrossed bills, be read only on Wednesday and Saturday in each week.

A petition of John Bancker, praying payment for lands purchased of commissioners for the State, of which he has been ousted by title paramount to the title of the people of the State, and for his costs of defence, was read, and referred to Mr. Bloom, Mr. Marvin and Mr. Schermerhorn.

A petition of Ira Allen, one of the trustees of the University of Vermont, praying a grant of lands of ten miles square in Clinton county, (free from expence or future taxes) to the university of the State of Vermont, was read.

The house proceeded to the consideration thereof; and thereupon

*Resolved*, That the prayer of the petition be not granted.

A petition of Henry Vanderburgh of Dutchess county, praying payment for certain personal property, sold by the commissioners of sequestration in Dutchess county, was read, and referred to Mr. Van Cortlandt, Mr. Bloom and Mr. Savage.

A petition of Henry B. Vrooman, heir to Barent B. Vrooman, late of Montgomery county, praying a compliance with an agreement made by his father and Sir William Johnson, relative to the occupation of one hundred acres of land, was read, and referred to Mr. Frey, Mr. Mitchell and Mr. Vail.

A petition of Matthew Watson, praying a legislative provision whereby he may be enabled to obtain a grant of lands for military services of a soldier, in a regiment of levies raised in this State, was read, and referred to Mr. M'Carty, Mr. Knickerbacker and Mr. Wylley.

Nine petitions of the inhabitants of Washington Town in Dutchess county, praying that the said town may not be divided into two towns, were read, and committed to a committee of the whole house, to be taken into consideration with such bill as shall be brought in by the committee appointed on the seventh instant, to bring in a bill to divide the said town.

Mr. M. Smith, pursuant to leave, brought in a bill, entitled *An act for building a court house and gaol in the county of Ontario*, which was read the first time, and ordered a second reading.

Mr. North, from the committee of the whole House, on the bill entitled, *An act to authorize the Treasurer of this State, to pay to sundry persons, the several sums of money therein mentioned*, reported, that the committee had made progress in the bill, and had directed him to move for leave to sit again.

*Ordered*, That the said committee have leave to sit again.

A copy of a resolution of the Honorable the Senate, delivered by Mr. Pye and Mr. Van Cortlandt, was read, and is in the words following, viz.

“ *Resolved*, If the Honorable the Assembly concur herein, that the Treasurer of this State, be, and he is hereby directed, not to deliver any certificate to any person in consequence of the twenty third section of the act, entitled “ *An act for the payment of certain sums of money, and for other purposes therein mentioned*, passed the 5th day of May 1786, until the further order of the legislature.”

*Resolved*, That this house do concur with the Honorable the Senate, in the preceding resolution.

*Ordered*, That Mr. M. Smith and Mr. Havens, deliver a copy of the last preceding resolution of concurrence, to the Honorable the Senate.

Then the house adjourned, until ten of the clock to-morrow morning.

THURSDAY, 10 o'clock A. M. February 9th, 1792:

The bill entitled, *An act for building a court-house and gaol in the county of Ontario*, was read a second time, and committed to a committee of the whole house.

Mr. Fitch, from the committee to whom was referred the petition of David Pixley, supervisor of the town of Owego, in Tioga county, praying a grant of money by the



State to erect a bridge over Owego river, and to open and clear a road to the Cayuga lake, reported, that it is the opinion of the committee, that the prayer of the petitioner ought to be granted, and that a clause should be added to some proper bill for that purpose.

*Resolved*, That the house do concur with the committee in the said report.

Mr. Purdy, from the committee appointed for that purpose, according to order, brought in a bill entitled, *An act for dividing the town of Washington in Dutchess county*, which was read the first time, and ordered a second reading.

Mr. North, from the committee of the whole house, on the bill entitled, *An act to authorize the Treasurer of this State to pay to sundry persons the several sums of money therein mentioned*, reported, that the committee had made further progress in the bill, and had directed him to move for leave to sit again.

*Ordered*, That the said committee have leave to sit again.

A message from the Honorable the Senate, delivered by Mr. Van Cortlandt and Mr. Jones, with the bills therein mentioned, was read, that the Senate have passed a bill, entitled, "*An act for the relief of such towns as have or hereafter shall support certain persons manumitted by the State*, and a bill entitled, *An act for the relief of Elnathan Fitch*, and request the concurrence of this house, to the said bills respectively.

The said bills were respectively read the first time, and ordered a second reading.

A copy of a resolution of the Honorable the Senate, also delivered by Mr. Van Cortlandt and Mr. Jones, was read, that the Senate do not concur with this house in their resolution of the seventh instant, for omitting certain words therein mentioned, in the enacting clauses of the future laws of this State.

Then the house adjourned, until ten of the clock to-morrow morning.

FRIDAY, 10 o'clock A. M. February 10th, 1792.

The bill entitled, *An act for dividing the town of Washington in Dutchess county*, the bill entitled, *An act for the relief of such towns as have or hereafter shall support certain persons manumitted by the State*, and the bill, entitled *An act for the relief of Elnathan Fitch*, were respectively read a second time, and committed to a committee of the whole house.

Mr. North, from the committee to whom was referred the memorial of Richard Morris, late chief justice of this State, reported, "that the petitioner obtained a judgment against the estate of William Tryon, for damages done to the petitioners estate, to the amount of *five thousand pounds*.

That the estate of the said William Tryon was forfeited to the people of this State, and that from the avails thereof, there is at this time two thousand three hundred pounds in the Treasury of this State.

That a part or the whole of the said sum ought in equity, to be appropriated to indemnify the petitioner for the real damage sustained as aforesaid; but that as the judgment before mentioned was given by default, it will be advisable for the legislature to point out some proper mode for ascertaining the *bona fide* damages, before the appropriation is made."

*Ordered*, That the said report be committed to a committee of the whole house, on the bill now before the house, brought in on the report of the commissioners to receive and state claims against this State.

Mr. Ten Broeck, from the committee to whom was referred the petition of Matthew Trotter and Jellis A. Fonda, respectively praying a grant of lands for military services, reported, that the prayer of the petitioners ought to be granted; that the committee have prepared a bill for that purpose, and directed him to move for leave to bring in the same.

*Ordered*, That leave be given accordingly.

Mr. Ten Broeck, according to leave brought in the said bill, entitled *An act to enable the commissioners of the land office, to direct letters patent to be prepared, for granting lands in fee simple to certain persons therein mentioned*, which was read the first time, and ordered a second reading.

Mr. Sickles, from the committee who reported on the petitions of the inhabitants of Stillwater, Half-Moon, Saratoga and Easton, relative to a mill-dam, according to order, brought in a bill to carry the said report into effect, entitled *An act to stay proceedings on an information in the supreme court against George Palmer, for having erected*



and kept up a mill-dam in part of the river Hudson, in Saratoga county, which was read the first time, and ordered a second reading.

Mr. J. A. Fonda, from the committee to whom was referred the petition of Isaac Vrooman and others, inhabitants of the town of Schenectady, praying that the lands in Ball's Town which were formerly included in the grant to *Sweer Tunisse*, may for the preservation of the timber and for sundry other purposes, be re-annexed to the town of Schenectady, reported, that it is the opinion of the committee, that the prayer of the petitioners ought to be granted, so far as respects the preservation of the timber; and that a clause for that purpose should be added to some proper bill.

*Resolved*, That the house do concur with the committee in the said report.

Mr. Cannon, from the committee to whom respectively were referred the petition of Benjamin Gilbert and others, of Cherry Valley, and the petition of Witter Johnston and others, of Harpersfield, praying that the said towns may be divided, reported, that the committees jointly have prepared a bill agreeably to the prayer of the said petitions, and had directed him to move for leave to bring in the same.

*Ordered*, That leave be given accordingly.

Mr. Cannon, according to leave brought in the said bill, entitled *An act to divide the towns of Cherry-Valley and Harpersfield, in Otsego county*, which was read the first time, and ordered a second reading.

Mr. Sickles, from the committee to whom was referred the petition of Donald Campbell, praying that the State will receive his certificate from the United States for his bounty lands, and in lieu thereof grant to him in this State, such quantity of lands as have been granted or allotted to the Colonels who served in the line of the troops of this State, reported, that the committee have examined into the claim of the petitioner; and as on similar occasions, the legislature have granted relief to officers serving in the army of the United States, citizens of this State, and to officers who served in Col. Lamb's regiment, who were not citizens of this State, the committee are of opinion, that as the petitioner was and now is a citizen of the State, he is equally entitled to the justice and bounty of the State, and therefore that the prayer of his petition ought to be granted.

Mr. Sickles read the report in his place, and delivered the same in at the table, where it was again read.

*Mr. Speaker*, put the question, whether the house did concur with the committee in the said report, and it passed in the negative, in the manner following, viz.

*For the* N E G A T I V E.

Mr. Akin  
Mr. Birdfall,  
Mr. Bloom,  
Mr. Brown,  
Mr. Cannon,  
Mr. Clowes,  
Mr. Coe,  
Mr. Coffin,  
Mr. Conger,  
Mr. Cornwell,  
Mr. Doughty,

Mr. J. A. Fonda,  
Mr. D. Fonda,  
Mr. Foote,  
Mr. Ford,  
Mr. Frey,  
Mr. Fitch,  
Mr. Gelston,  
Mr. Haight,  
Mr. Hasbrouck,  
Mr. Havens,  
Mr. Hitchcock,

Mr. Hogeboom,  
Mr. Hopkins,  
Mr. Knickerbacker,  
Mr. H. Livingston,  
Mr. Marvin,  
Mr. M'Carty,  
Mr. M'Master,  
Mr. Mitchell,  
Mr. Myers,  
Mr. Newman,  
Mr. North,

Mr. Ryerfs,  
Mr. Savage,  
Mr. Schermerhorn,  
Mr. Smith, of Suffolk,  
Mr. M. Smith,  
Mr. Talbot,  
Mr. Tallmadge,  
Mr. Tompkins,  
Mr. Vail,  
Mr. Wylley.

*For the* A F F I R M A T I V E.

Mr. Barker,  
Mr. Berry,  
Mr. Clark,

Mr. Converse,  
Mr. Lawrence,  
Mr. Patterson,

Mr. Sickels,  
Mr. Ten Broeck,  
Mr. Van Cortlandt,

Mr. Will.

Thereupon, *Resolved*, That the house do not concur with the committee in the said report.

Mr. North, from the committee of the whole house, on the bill entitled, *An act to authorize the Treasurer of this State, to pay to sundry persons the several sums of money therein mentioned*, reported, that in proceeding in the bill, the report of the committee on the memorial of Richard Morris, Esquire, as inserted in the journal of this day, was again read and considered. That Mr. W. S. Livingston made a motion, that a clause should be inserted in the bill in the words following, viz.

"To Richard Morris, Esquire, the sum of \_\_\_\_\_ for damages done to his estate in Westchester county, by a party of British troops under the command of General William Tryon, against whose estate the said Richard Morris in the year 1786, obtained a judgment, in a suit for trespass.



That the question being put whether the committee did agree to the said clause, it passed in the negative.

That the committee have made further progress in the bill, and have directed him to move for leave to sit again.

*Ordered*, That the said committee have leave to sit again.

Then the house adjourned, until ten of the clock to-morrow morning.

SATURDAY, 10 o'clock, A. M. February 11th, 1792.

The bill entitled, *An act to enable the commissioners of the land-office, to direct letters patent to be prepared for granting lands in fee simple to certain persons therein mentioned*, the bill entitled, *An act to stay proceedings on an information in the supreme court, against George Palmer, for having erected and kept up a mill-dam in part of the river Hudson, in Saratoga county*, and the bill entitled, *An act to divide the towns of Cherry Valley and Harpersfield, in Otsego county*, were respectively read a second time, and committed to a committee of the whole house.

A petition of Benjamin Folger and Cotton Gelston, of the city Hudson, praying a loan of *ten thousand pounds*, for five years, to enable them to carry on more extensively a manufactory of *candles*, was read, and referred to Mr. Coffin, Mr. Barker, and Mr. Gelston.

A petition of Henry Livingston and Henry Platner, praying compensation for articles furnished for the use of the army, in the time of the late war, was read, and referred to Mr. M'Carty, Mr. Knickerbacker and Mr. Hasbrouck.

A petition of John W. Schermerhorn, relative to pay for a detachment of militia, while out in service in the time of the late war, was read, and committed to a committee of the whole house, to be taken in consideration with the bill brought in on the report relative to claims against this State.

A petition of Nathaniel Newman, Nathaniel Scribner and others, inhabitants of Frederick's and South East towns, in Dutchess county, praying a law for draining land adjoining on Croton river, and that the expence thereof may be raised on the lands that may be benefited thereby; and a petition of Reed Ferris and others, praying that no law may be passed whereby they may be assessed for opening Croton river, or draining lands thereto adjoining, were respectively read, and referred to the members attending this house from the county of Dutchess.

A memorial of Jonathan Lawrence was read, setting forth that Thomas Palmer, Henry Glen and himself, in the year 1778, were commissioners to forward troops to Easton in Pennsylvania, to fill up the continental battalions raised in this State; that a balance is due to the memorialist on the expenditures in that business, but that a considerable balance is due from the estate of Thomas Palmer to the Treasury of the State, for monies by him drawn out on that occasion, and which is charged to the memorialist and the said Thomas Palmer. That in the year 1780, the memorialist was a commissioner with John H. Slegt and David Gelston, Esquire, to procure a sum in specie—That a considerable balance is also due from John H. Slegt to the treasury, which is also charged to him and the memorialist. The memorialist thereby prays such relief as the legislature in their wisdom may deem meet.

*Ordered*, That the said memorial be referred to a committee, and that Mr. M. Smith, Mr. Cornwell and Mr. Clark, be a committee for that purpose.

A petition of William Mead of Ball's Town, praying five months pay as a surgeon in 1779, in one of the continental battalions raised in this State, and an allowance for the depreciation of his pay prior to that time, was read, and referred to Mr. Palmer, Mr. Brown and Mr. D. Fonda.

A petition of Abner Osborn, of Dutchess county, was read, relative to a farm of land, the possession whereof he purchased of Elizabeth Burtch, and which, by a mistake in a survey, was formerly included (but without any consideration) in a conveyance to Jonathan Stebbins, by the commissioners of forfeitures in the middle district.

*Ordered*, That the said petition, and a certificate of two of the said commissioners, which is preferred with the said petition, be referred to a committee, and that Mr. Graham, Mr. Birdfall and Mr. Hopkins, be a committee for that purpose.

A petition of John Vail, relative to a demand against the estate forfeited to the people of this State by Jeremiah Traviss, late of West Chester county, was read, and referred to Mr. Van Cortlandt, Mr. Patterson and Mr. Savage.



A petition of John Smith, of Montgomery county, praying payment for the deficiency of his clothing as a serjeant in the army, and for the use of his musket in the year 1775, and that he may be annexed to the corps of invalids of the United States, was read, and referred to Mr. Talbot, Mr. Berry and Mr. J. A. Fonda.

A petition of Peter Paddock, Joseph Thomas, James Covert and Isaac Green, was read, alledging, that they, in 1782, served a certain time as levies from the militia of Dutchess county, in General Lamb's regiment of artillery, and have not received that reward for their service, or any part thereof, for which they relied on a pledge of the public faith.

*Ordered*, That the said petition be referred to a committee, and that Mr. H. Livingston, Mr. Haight and Mr. Vail, be a committee for that purpose.

A petition of Walter Dowdall, Barnaby Coffie and James Corish, respectively praying to be naturalized, or to be permitted to purchase and hold real estate in this State, was read, and committed to a committee of the whole house, on the bill for the benefit of persons praying to be naturalized.

A petition of Josiah Scrap, of Montgomery county, with a certificate and account attending the same,—A petition of Adam Timmerman, with certificates attending the same,—A petition of Peter D. Schuyler and Hendrick Wolaver, with certificates and accounts attending the same, relative to demands against the estate forfeited to the people of this State by Sir John Johnson,—A petition of Peter Hoeman, with a certificate attending the same, and a petition of Severinus Kock, with a certificate and account attending the same, relative to demands against the estate forfeited to the people of this State by Philip Empie,—A petition of Henry Miller, with a certificate and other writings attending the same, relative to a demand against the estate of Sir William Johnson, deceased,—A petition of John F. Empie, with a certificate and account attending the same, relative to a demand against the estate forfeited to the people of this State by William Butler,—A petition of Konrath Windeker, with a certificate and account attending the same, relative to a demand against the estate forfeited to the people of this State by Adam Young,—A petition of Frederick Getman and Samuel Van Etta, executors of the last will of Philip Kring, relative to a demand against the estate forfeited to the people of this State by Isaac Low,—A petition of Peter Weber, included in the petition last mentioned, relative to a demand against the estate forfeited to the people of this State by John Thompson,—And a petition of John Breadbeck, and Anna his wife, with a certificate and account attending the same, relative to a demand against the estate forfeited to the people of this State by Jacob Merkel,—were severally read, and referred to Mr. Ford, Mr. Nicoll and Mr. Cannon.

Mr. Cannon, from the committee to whom was referred the petition of the judges and justices of the court of common pleas in Herkemer county, praying an additional term to the same court; and also from the committee to whom was referred the petition of the court of common pleas in Otsego county, subscribed by Jacob Morris, their clerk, (and appearing to be subscribed by order of the said court) praying an additional term in the said court, reported, that it is the opinion of the committee that the prayer of the petitioners respectively be granted; that the committees jointly have prepared a bill for complying with the prayer of the petitioners respectively, and have directed him to move for leave to bring in the same.

*Ordered*, that leave be given accordingly.

Mr. Cannon, according to leave, brought in the said bill, entitled, *An act providing for an additional term in the courts of common pleas, and general sessions of the peace in Otsego and Herkemer counties*, which was read the first time, and ordered a second reading.

Mr. M'Carty, from the committee to whom was referred the petition of John Frederick Ernst and others, of the Lutheran church in the town of Cats Kill, praying aid of the legislature, to render valid the proceedings and acts of former trustees of the said church, reported, that it is the opinion of the committee, that the prayer of the petitioners ought to be granted; that the committee have prepared a bill for that purpose, and have directed him to move for leave to bring in the same.

*Ordered*, That leave be given accordingly.

Mr. M'Carty, according to leave, brought in the said bill, entitled, *An act for the*



*relief of the congregation of the Lutheran church in the town of Catts Kill, in the county of Albany, which was read the first time, and ordered a second reading.*

Mr. Clark, from the committee (consisting of the members of this house from Ulster county) to whom was referred the petition of James Grant, junior, and others, praying that a part of the town of Woodstock, in Ulster county, which lies on the west branch of the river Delaware, may be erected into a new town, reported, that it is the opinion of the committee, that the prayer of the petitioners be granted; and that a clause for that purpose be added to the bill now before the house, for dividing the town of Washington, in the county of Dutchess, into two towns.

*Resolved,* That the house do concur with the committee in the said report.

Mr. M'Carty, from the committee to whom was referred the petition of Matthew Watson, praying a legislative provision whereby he may be enabled to obtain a grant of lands for the military services of a soldier in a regiment of levies raised in this State, reported, that it is the opinion of the committee, that the prayer of the petitioner ought to be granted; and that they have directed him to move for leave to add a clause for that purpose, to the bill now before the house, intended for the relief of Jellis A. Fonda and Matthew Trotter.

*Ordered,* That leave be given to add such clause.

A message from the Honorable the Senate, delivered by Mr. Jones and Mr. Van Nefs, with the bill therein mentioned, was read, that the Senate have passed the bill, entitled *An act for building a court house and gaol in the county of Tioga*, with the amendments therewith delivered.

The bill and amendments were read; and the amendments being severally read a second time, were respectively concurred in by the house, and the bill amended accordingly.

*Ordered,* That Mr. Lindley and Mr. Fitch, deliver the bill to the Honorable the Senate, and inform them that this house have concurred in the amendments, and have amended the same accordingly.

A petition of Myndert Van Kleeck and others, praying a law to enable them to sell the real estate in Dutchess county, formerly of Lawrence Van Kleeck, deceased, whereof his sons Leonard and Baltus died seized, was read, and referred to Mr. Tallmadge, Mr. Haight and Mr. Hogeboom.

Mr. Hoffman, from the committee to whom was referred the petition of John Carpenter, of Goshen in Orange county, praying to be permitted to redeem his certificates deposited in the Treasury, as a security for monies loaned to him by the people of this State, without paying interest for the monies so loaned, reported, that it is the opinion of the committee, that the prayer of the petitioner be granted; and that a bill be ordered to be brought in for that purpose.

*Ordered,* That the said report be committed to a committee of the whole house, to be taken into consideration with the bill brought in on the report of the committee of the whole house, on the report of the commissioners appointed to receive and state claims against this State.

Mr. W. P. Smith, from the committee to whom was referred the petition of Benoni Bradner, praying a grant of two thousand acres of land, reported, that it is the opinion of the committee that the prayer of the petitioner ought to be granted; and a clause added to some proper bill for that purpose.

Mr. Talbot, from the committee to whom was referred the petition of Adam Fonda, Barent Hansen, Peter Hansen and John Van Antwerp, praying compensation for their time and losses while they were prisoners with the enemy in the time of the late war, reported, that it is the opinion of the committee that the prayer of the petitioners be granted, so far as to allow to each of them the pay of a private soldier, during the time of his captivity.

*Ordered,* That the two last mentioned reports, be committed to a committee of the whole house, to be taken into consideration with the bill brought in on the report of the committee of the whole house, on the report of the commissioners appointed to receive and state claims against this State.

A petition of John Leib of Montgomery county, relative to a quantity of wood alleged to have been supplied for the use of the troops, in the time of the late war; and a petition of John Herkemer of Herkemer county, relative to a waggon and horses



employed in transporting baggage for the army, and alledged to have been lost at a battle near Orisco, were respectively read, and committed to a committee of the whole house, to be taken into consideration with the bill brought in on the report of the committee of the whole house, on the report of the commissioners appointed to receive and state claims against this State.

Mr. North, from the committee of the whole house, on the bill entitled, *An act to authorize the Treasurer of this State, to pay to sundry persons the several sums of money therein mentioned*, reported, that the committee have made further progress in the bill, and have directed him to move for leave to sit again.

*Ordered*, That the said committee have leave to sit again.

Then the house adjourned, until Monday next at ten of the clock in the forenoon.

MONDAY, 10 o'clock A. M. February 13th, 1792.

The bill entitled, *An act providing for an additional term in the courts of common pleas and general sessions of the peace in Otsego and Herkemer counties*, and the bill entitled, *An act for the relief of the congregation of the Lutheran Church in the town of Catts-Kill, in the county of Albany*, were respectively read a second time, and committed to a committee of the whole house.

Mr. Smith of Suffolk county, from the committee to whom was referred the petition of Robert Townsend, administrator of Samuel Townsend, deceased, praying a provision by law that he may pay into the Treasury of this State, certain bills of credit received from thence by his intestate for public purposes, and that the estate of his intestate be so far credited and discharged, reported, that it is the opinion of the committee, that the prayer of the petitioner be granted, and that a clause for that purpose be added to some bill,

*Resolved*, That the house do concur with the committee in the said report.

Mr. Clark, from the committee to whom was referred the petition of Benjamin Smith of Newburgh, by Phineas Bowman, his attorney, praying to be heard by counsel on the subject of his former petition, presented to this house, and committed to a committee on the 20th ult. reported, that it is the opinion of the committee, that the prayer of the petitioner be granted.

Mr. Clark read the report in his place, and delivered the same in at the table, where it was again read.

Mr. Speaker put the question, whether the house did concur with the committee in the said report, and it passed in the negative. Thereupon

*Resolved*, That the house do not concur with the committee in the said report.

Mr. D. Fonda, from the committee to whom were referred the petition of Godfrey Shew and others, and the petition of Levi Hungerford, praying pay for the time they were prisoners in Canada in the late war, reported, that from the certificates given by Col. Frederick Fisher, Col. Volkert Veeder and Major John Newkerk, it appears that Godfrey Shew, Stephen Shew, John Shew, Jacob Shew and Levi Hungerford, were taken prisoners while in actual service; that the committee are therefore of opinion, that the case of the persons aforesaid, be referred to the auditor of this State, and that he be directed to allow to each of them respectively, pay as a private foldier, while he was in captivity as aforesaid.

*Ordered*, That the said report be committed to a committee of the whole house, on the bill brought in, in pursuance of the report of the committee of the whole house, on the report of the commissioners to receive and state claims against this State.

Mr. J. A. Fonda, from the committee to whom was referred the petition of John Glen and others, managers of an Academy at Schenectady, praying a purchase of part of the lands vested in, and reserved by the people of this State, for the use of the Oneida Indians, reported, that the commissioners appointed by law to hold treaties with the Oneida Indians respecting lands, have guaranteed the lands prayed for, to the use and cultivation of the Oneida Indians, and their posterity for ever.—But that if it would not be derogatory to the interest of the State, the prayer of the petition ought to be granted.

Mr. Fonda read the report in his place, and delivered the same in at the table, where it was again read and considered. Thereupon

*Resolved*, That it would be derogatory to the interest of the State, to grant the prayer of the petitioners.



Mr. Gelston, from the committee of the whole house, on the bill entitled *An act to authorize the corporation of the reformed Protestant Low Dutch Church at New-Utrecht in Kings county, to sell and dispose of certain lands for the benefit of the said church*, reported, that the committee had gone through the bill and made an amendment, which he was directed to report to the house ; and he read the report in his place, and delivered the bill and amendment in at the table, where the same were again read, and agreed to by the house.

*Ordered*, That the bill and amendment be engrossed.

The petition of Beriah Palmer of Ball's Town, presented to this house on the eleventh ult. was again read, praying (on behalf of himself and the other petitioners, for a division of that town into three towns) to be permitted to explain the map of Ball's Town, and the reasons for the division, as by them stated.

*Ordered*, That Beriah Palmer, Esquire, be heard at the bar of this house, to explain the said map of Ball's Town, and give such information relative to a division of the town, as may be proper and useful.

Mr. Palmer having been accordingly heard at the bar of the house, withdrew.

The house then resolved itself into a committee of the whole house, on the bill entitled, *An act for dividing the town of Ball's Town in the county of Saratoga, into four towns*, and after some time spent thereon, Mr. Speaker reassumed the chair, and Mr. M'Carty from the said committee reported, that the committee had made progress in the bill, and had directed him to move for leave to sit again.

*Ordered*, That the said committee have leave to sit again.

Mr. Foote, from the committee of the whole house, on the bill entitled, *An act for dividing the town of Washington in Dutchess county*, reported, that the committee had gone through the bill without amendment, which he was directed to report to the house, and he read the report in his place, and delivered the bill in at the table, where the same was again read, and agreed to by the house.

*Ordered*, That the bill be engrossed.

The Honorable the Senate returned by Mr. Van Nefs and Mr. Swartwout, the bill entitled, *An act for building a court house and gaol in the county of Tioga*.

*Ordered*, That Mr. Fitch and Mr. Lindsley, deliver the bill to the Honorable the council of Revision.

Then the house adjourned, until ten of the clock to-morrow morning.

TUESDAY, 10 o'clock A. M. February 14th, 1792.

The engrossed bill, entitled, *An act to authorize the corporation of the Reformed Protestant Low Dutch church at New-Utrecht, in Kings county, to sell and dispose of certain lands for the benefit of the said church*, was read the third time.

*Resolved*, that the bill do pass.

The engrossed bill, entitled, *An act for dividing the town of Washington, in Dutchess county*, was read the third time.

*Resolved*, That the bill do pass.

*Ordered*, That Mr. H. Livingston and Mr. Tallmadge deliver the two last mentioned bills to the Honorable the Senate, and request their concurrence to the same respectively.

Mr. Purdy, pursuant to notice by him given for that purpose yesterday, moved for leave to bring in a bill, entitled, *An act for the relief of Benjamin Lyon*.

*Ordered*, That leave be given accordingly.

Mr. Purdy, according to leave, brought in the said bill, which was read the first time, and ordered a second reading.

Mr. Smith of Suffolk county, from the committee of the whole house on the bill entitled, *An act to stay proceedings on an information in the supreme court against George Palmer, for having erected and kept up a mill-dam in part of the river Hudson, in Saratoga county*, reported, that the committee had gone through the bill, made amendments and altered the title ; that the altered title is, *An act to stay proceedings on an information in the supreme court against George Palmer*, which he was directed to report to the house ; and he read the report in his place, and delivered the bill and amendments in at the table, where the same were again read, and agreed to by the house.

*Ordered*, That the bill and amendments be engrossed.



A message from the Honorable the Senate, delivered by Mr. Swartwout and Mr. L'Homedieu, with the bills therein mentioned, was read, that the Senate have passed the bill entitled, *An act to enable the Mayor, Recorder and Aldermen of the city of New-York, to order the raising monies by tax, for the maintenance of the poor, and for defraying the other contingent expences arising in the city and county of New-York*, and the bill, entitled, *An act to encrease the number of firemen in the city of New-York*, respectively without amendment.

*Ordered*, That Mr. M. Smith and Mr. Wylley deliver the two last mentioned bills to the Honorable the Council of Revision.

Mr. North, from the committee of the whole house, on the bill entitled, *An act to authorize the Treasurer of this State, to pay to sundry persons, the several sums of money therein mentioned*, reported, that in proceeding in the bill, a petition of John Carpenter, of Goshen, in Orange county, praying to be permitted to redeem certificates by him lodged in the treasury of this State, as security for the sum of five hundred pounds, borrowed of the people of this State in the year 1790, without paying the interest due on the monies so loaned, together with a report of a committee thereon, that the prayer of the petitioner be granted, were respectively read; which petition and report thereon, were committed to the said committee of the whole house on the said bill.

That the said report having been read and considered, and debates had thereon, the question was put, whether the committee of the whole house did agree to the said report, and that the committee divided in the manner following, viz.

*For the AFFIRMATIVE.*

Mr. Akin,	Mr. Conger,	Mr. H. Livingston,	Mr. Ryerfs,
Mr. Barker,	Mr. J. A. Fonda,	Mr. W. S. Livingston,	Mr. Schermerhorn,
Mr. Berry,	Mr. D. Fonda,	Mr. Lush,	Mr. Scudder,
Mr. Birdfall,	Mr. Frey,	Mr. Marvin,	Mr. W. P. Smith,
Mr. Bloom,	Mr. Fitch,	Mr. M'Master,	<i>Mr. Speaker,</i>
Mr. Cannon,	Mr. Graham,	Mr. Myers,	Mr. Talbot,
Mr. Clark,	Mr. Hoffman,	Mr. Nicoll,	
Mr. Coc,	Mr. Lindfley,	Mr. Palmer,	

*For the NEGATIVE.*

Mr. Clowes,	Mr. Hasbrouck,	Mr. Mitchell,	Mr. Ten Broeck,
Mr. Coffin,	Mr. Haight,	Mr. Patterson,	Mr. Tompkins,
Mr. Converse,	Mr. Havens,	Mr. Purdy,	Mr. Vail,
Mr. Cornwell,	Mr. Hogeboom,	Mr. Savage,	Mr. Van Cortlandt,
Mr. Doughty,	Mr. Hopkins,	Mr. Sickels,	Mr. Will,
Mr. Foote,	Mr. Knickerbacker,	Mr. Smith of Suffolk,	Mr. Wylley.
Mr. Ford,	Mr. Lawrence,	Mr. M. Smith,	
Mr. Gelston,	Mr. M'Carty,	Mr. Tallmadge,	

That the committee being equally divided, Mr. North, the chairman, determined in the affirmative, and that so it was carried in the affirmative accordingly.

That in proceeding further in the bill, Mr. M. Smith made a motion for a resolution in the words following, viz.

*Resolved*, That it is the opinion of this committee, that there be allowed to Peter T. Curtenius the sum of

That the question having been put, whether the committee did agree to the said resolution, it passed in the negative, in the manner following, viz.

*For the NEGATIVE.*

Mr. Barker,	Mr. Foote,	Mr. H. Livingston,	Mr. Savage,
Mr. Berry,	Mr. Frey,	Mr. Marvin,	Mr. Schermerhorn,
Mr. Cannon,	Mr. Graham,	Mr. M'Carty,	Mr. Scudder,
Mr. Clowes,	Mr. Haight,	Mr. M'Master,	Mr. Sickels,
Mr. Coffin,	Mr. Havens,	Mr. Nicoll,	Mr. Talbot,
Mr. Conger,	Mr. Hogeboom,	Mr. Palmer,	Mr. Tallmadge,
Mr. Converse,	Mr. Knickerbacker,	Mr. Patterson,	Mr. Ten Broeck,
Mr. J. A. Fonda,	Mr. Lindfley,	Mr. Purdy,	Mr. Vail,
Mr. D. Fonda,	Mr. W. S. Livingston,	Mr. Ryerfs,	Mr. Wylley.

*For the AFFIRMATIVE.*

Mr. Akin,	Mr. Doughty,	Mr. Hoffman,	Mr. M. Smith,
Mr. Birdfall,	Mr. Ford,	Mr. Hopkins,	<i>Mr. Speaker,</i>
Mr. Bloom,	Mr. Fitch,	Mr. Lawrence,	Mr. Tompkins,
Mr. Coc,	Mr. Gelston,	Mr. Mitchell,	Mr. Van Cortlandt,
Mr. Cornwell,	Mr. Hasbrouck,	Mr. W. P. Smith,	Mr. Will.

That the committee had made further progress in the bill, and had directed him to move for leave to sit again.



*Ordered*, That the said committee have leave to sit again.

Mr. Ford, from the committee of the whole house, on the bill entitled, *An act for the benefit of the Schinecoke tribe of Indians, residing in Suffolk county*, reported, that the committee had made progress in the bill, and had directed him to move for leave to sit again.

*Ordered*, That the said committee have leave to sit again.

Then the house adjourned, until ten of the clock to-morrow morning.

WEDNESDAY, 10 O'clock A. M. February 15th, 1792.

The engrossed bill, entitled, *An act to stay proceedings on an information in the supreme court against George Palmer*, was read the third time.

*Resolved*, That the bill do pass.

*Ordered*, That Mr. Brown and Mr. Palmer deliver the bill to the Honorable the Senate, and request their concurrence.

The bill entitled, *An act for the relief of Benjamin Lyon*, was read a second time, and committed to a committee of the whole house.

A petition of Elisha Camp, Stephen Day and others, inhabitants of the south western and southern parts of the county of Albany, and the north western parts of the county of Ulster, praying that the same parts of Albany and Ulster counties may be erected into a new county, was read, and referred to Mr. Tompkins, Mr. M'Carty, Mr. Foote, Mr. Ford and Mr. Talbot.

A resolution of the President and Directors of the Bank of New-York, bearing date the 9th instant, exemplified under their seal, was read, and is in the words following, viz.

"*Resolved*, That if the legislature of the State of New-York shall think proper to authorize their Treasurer, to place upon loan to individuals and bodies corporate any of the money belonging to the State, the directors of this institution do agree to receive from him, any sum he may be empowered to loan to them, and to allow therefor such interest as the State may require, not exceeding six per centum per annum, to be paid half yearly, and to obligate themselves to a repayment of the principal sum so borrowed, with the interest that may be due thereon, whenever the same may be demanded, upon a previous notice of three months being given for that purpose."

A memorial of Walter Livingston, Richard Platt and five other persons, was read, proposing to take on interest at seven per cent. per annum, payable quarterly at the treasury, such sum as may be deemed proper to lend to them, on security of funded debt of the United States, unless the State would prefer investing the money in the new bank which is to be established, or lending it in small sums upon mortgages of real estates.

*Ordered*, That the said resolution and memorial be committed to a committee of the whole house, to be taken into consideration with the bill entitled, *An act to incorporate the subscribers to the State bank*.

A petition of Samuel Clark, D. Fondoy and others, inhabitants of the western part of Stillwater town, a petition of William Broughton, John Sloffon and others, inhabitants of the northern part of the town of Half-Moon, and a petition of Samuel Smith, Epenetus White and others, inhabitants of the eastern part of Ball's Town, praying that they may be erected into a new town, by the name of Middletown, were respectively read, and referred to Mr. Schermerhorn, Mr. Clark, and Mr. J. A. Fonda.

A petition of John Sackett, of Newtown, in Queen's county, praying provision for the payment of certain State agents certificates; a petition of Jonas Odell, David Randall and others, relative to their pay for militia service under the command of Col. Henry K. Van Rensselaer, for which they alledge they frequently applied to him; and a petition of Peter Brink, junior, by Michael Connolly his agent, relative to pay for a detachment of militia of Col. Snyder's regiment, were respectively read, and committed to a committee of the whole house, to be taken into consideration with the bill brought in pursuant to the report of the committee of the whole house, on the report of the commissioners by law appointed to receive and state claims against this State.

A petition of Nathaniel Wattles and Medad Hunt, relative to a loss of £. 413 : 5 : 8, on a contract with the commissioners of the land-office, for making a road from the river *Susquehanna* at the Oleout, to the river *Hudson* at the Catts Kill, was read, and referred to Mr. Hasbrouck, Mr. Tallmadge and Mr. Marvin.



A petition of John Harper, praying payment for services done, and money disbursed between the 17th day of July 1775, and the 12th day of December 1781, both days included, with an account attending the same, were read, and referred to Mr. Bloom, Mr. Lindsley and Mr. Coe.

A petition of Sufanna Small, the widow of Jacob Small, late a Captain in the regiment of militia commanded by Col. Peter Bellinger, in the time of the late war, with a certificate attending the same, praying such allowance as has been granted to the widows of officers who were slain in defence of the liberties of the United States, was read, and referred to Mr. Myers, Mr. D. Fonda and Mr. Palmer.

A petition of Isaac Van Wart, of West Chester county, praying payment of a balance of a gratuity allowed to him by a clause in a statute of this State, passed the 7th day of October 1780, was read, and referred to Mr. Graham, Mr. Haight and Mr. Ford.

A petition of Hezekiah Joel Wright, and Henry Davis, on behalf of themselves and the other Brother Town Indians, praying farther regulations relative to their lands, and that they may enjoy all the privileges of free citizens, was read, and referred to Mr. Brown, Mr. Mitchell and Mr. Birdfall.

A petition of Ezekiel Robins and others, praying that such persons of the Baptist persuasion as have conscientious scruples against taking an oath, may be admitted, in cases where an oath is necessary, to make an affirmation, was read, and referred to Mr. Doughty, Mr. M. Smith and Mr. Gelston.

Three several petitions of Keyneir Van Alstyne and others, inhabitants of the town of Rensselaerwyck in Rensselaer county, praying that the said town may be divided into two towns, and seven several petitions of Robert Woodworth and others, inhabitants of the said town, praying that the said town may not be divided, were respectively read, and referred to Mr. North, Mr. Coffin and Mr. Palmer.

Mr. Purdy, pursuant to notice by him given for that purpose yesterday, moved for leave to bring in a bill, entitled *An act for the more easy division of towns*.

*Ordered*, That leave be given accordingly.

Mr. Purdy according to leave, brought in the said bill, which was read the first time, and ordered a second reading.

Mr. Converse, from the committee to whom were referred the petition of Jeremiah Russell and others, and the petition of John Thurman, respectively praying that parts of the town of Queensbury, in Washington county, may be erected into new towns, reported, that it is the opinion of the committee, that the prayer of the petitioners respectively be granted; that the committee have prepared a bill for that purpose, and directed him to move for leave to bring in the same.

*Ordered*, That leave be given accordingly.

Mr. Converse, according to leave, brought in the said bill, entitled *An act for dividing the town of Queensbury, in Washington county*, which was read the first time, and ordered a second reading.

Mr. Graham, from the committee to whom was referred the petition of Abner Osborn, of Dutchess county, reported, that through means of a false return made by a surveyor to the commissioners of forfeitures in the middle district, fifty acres of land, formerly in the possession of David Burtch, deceased, were by the said commissioners included in a conveyance to Jonathan Stebbins: That the commissioners did not intend to convey the said fifty acres of land to the said Jonathan Stebbins, and that he never paid any consideration for the same; that a bill ought to be brought in declaring the conveyance of the said fifty acres void, and directing the same to be sold for the benefit of the people of this State.

*Resolved*, That the house do concur with the committee in the said report.

Mr. Myers, from the committee to whom was referred the petition of sundry inhabitants of the town of Chemung, in Tioga county, praying that the said town may be divided, reported, that it is the opinion of the committee, that the prayer of the said petition ought to be granted; that the committee have prepared a bill for that purpose, and directed him to move for leave to bring in the same.

*Ordered*, That leave be given accordingly.

Mr. Myers, according to leave, brought in the said bill, entitled *An act for divi-*



ding the town of Chemung, in the county of Tioga, into two towns, which was read the first time, and ordered a second reading.

Mr. Coffin, pursuant to notice by him given for that purpose yesterday, moved for leave to bring in a bill, entitled *An act to prevent the destruction of fish in the river Hudson*.

*Ordered*, That leave be given accordingly.

Mr. Coffin, according to leave, brought in the said bill, which was read the first time, and ordered a second reading.

Mr. M'Carty, from the committee to whom was referred the petition of Jacob Vanderheyden and others, inhabitants of the settlement called *Troy*, in Rensselaer county, praying that a gaol for the said county may be erected in *Troy*, and that the courts of common pleas and general sessions of the peace for the said county, may be there established, reported, that it is the opinion of the committee, that the prayer of the petitioners ought to be granted; that the committee have prepared a bill for that purpose, and directed him to move for leave to bring in the same.

*Ordered*, That leave be given accordingly.

Mr. M'Carty, according to leave brought in the said bill, entitled *An act for building a court house and gaol in Rensselaer county*, which was read the first time, and ordered a second reading.

Mr. Bloom, from the committee to whom was referred the petition of John Banker, praying payment for certain lands by him purchased under title derived from the people of this State, and of which he has been ousted by a title paramount, and for his disbursements in defending his title, reported, that it is the opinion of the committee, that the prayer of the petitioner ought to be granted, and a clause for that purpose inserted in some proper bill.

*Ordered*, That the said report be committed to a committee of the whole house, on the bill brought in pursuant to the report of the commissioners, by law appointed to receive and state claims against this State.

A petition of Cornelius Oakley, executor of the last will of Isaac Oakley, deceased, relative to certificates paid into the Treasury of this State by the said Isaac Oakley, was read, and referred to Mr. Purdy, Mr. Akin and Mr. Wylley.

A message from the Honorable the Senate, delivered by Mr. L'Hommedieu and Mr. Clinton, with the bill therein mentioned, was read, that the Senate have passed a bill, entitled *An act for raising monies for the purpose of building a court house and gaol in the county of Herkemer*, to which they request the concurrence of this house.

The said bill was read the first time and ordered a second reading.

Mr. North, from the committee of the whole house, on the bill entitled, *An act to authorize the Treasurer of this State to pay to sundry persons, the several sums of money therein mentioned*, reported, that in proceeding in the bill, Mr. Hoffman made a motion, that a clause should be inserted therein, in the words following, viz.

"Be it enacted by the people of the State of New-York, represented in Senate and Assembly, That it shall and may be lawful to and for any person or persons whomsoever, or his or her or their legal representative or representatives, having any claims or demands against any estate forfeited to, and heretofore, by virtue of the act aforesaid, directed to be sold for the use of the people of this State, for or by reason of any bond, specialty, debt, contract or dealing, which existed prior to the said ninth day of July 1776, to have the same audited and certified in the manner herein afterwards prescribed.

That the said clause having been read and considered, and debates had thereon, the question was put, whether the committee did agree to the same, and it passed in the negative, in the manner following, viz.

*For the* N E G A T I V E.

Mr. Akin,  
Mr. Barker,  
Mr. Birdfall,  
Mr. Bloom,  
Mr. Brown,  
Mr. Cannon,  
Mr. Clark,  
Mr. Clowes,  
Mr. Coe,  
Mr. Coffin,  
Mr. Converse,  
Mr. Cornwell,

Mr. Doughty,  
Mr. Ford,  
Mr. Fitch,  
Mr. Gelston,  
Mr. Graham,  
Mr. Haight,  
Mr. Hasbrouck,  
Mr. Havens,  
Mr. Hogeboom,  
Mr. Hopkins,  
Mr. Knickerbacker,  
Mr. Lawrence,

Mr. H. Livingston,  
Mr. W. S. Livingston,  
Mr. Marvin,  
Mr. M'Carty,  
Mr. M'Master,  
Mr. Mitchell,  
Mr. Myers,  
Mr. Nicoll,  
Mr. Palmer,  
Mr. Patterson,  
Mr. Purdy,  
Mr. Savage,

Mr. Schermerhorn,  
Mr. Scudder,  
Mr. Smith, of Suffolk,  
Mr. M. Smith,  
*Mr. Speaker*  
Mr. Tallmadge,  
Mr. Tompkins,  
Mr. Vail,  
Mr. Van Cortlandt,  
Mr. Will,  
Mr. Wylley.



## For the AFFIRMATIVE.

Mr. Perry,  
Mr. Conger,  
Mr. J. A. Fonda,

Mr. D. Fonda,  
Mr. Foote,  
Mr. Frey,

Mr. Hoffman,  
Mr. Lush,  
Mr. Ryerfs,

Mr. Sickels,  
Mr. W. P. Smith,  
Mr. Talbot.

That the committee had made further progress in the bill, and had directed him to move for leave to sit again.

*Ordered*, That the said committee have leave to sit again.

Then the house adjourned, until ten of the clock to-morrow morning.

THURSDAY, 10 o'clock A. M. February 16th, 1792.

The bill entitled, *An act for raising monies for the purpose of building a court house and gaol in the county of Herkemer*, the bill entitled, *An act for the more easy division of towns*, the bill entitled, *An act for dividing the town of Queensbury in Washington county*, the bill entitled, *An act for dividing the town of Chemung in the county of Tioga, into two towns*, the bill entitled, *An act to prevent the destruction of fish in the river Hudson*, and the bill entitled, *An act for building a court house and gaol in Rensselaer county*, were respectively read a second time, and committed to a committee of the whole house.

Mr. Purdy, from the committee to whom was referred the petition of Peter Reeve and others, inhabitants of Southold in Suffolk county, praying that the said town may be divided, and the several petitions of John Wells and others, of Benjamin Horton, jun. and others, and of Henry Herrick and others, praying a law to hold town meetings alternately at two different places, reported, that it is the opinion of the committee that the said town ought to be divided into two towns, and that a bill should be prepared and brought in for that purpose.

*Resolved*, That the house do concur with the committee in the said report; And

*Ordered*, That the committee to whom the said petitions were referred, do prepare and bring in such bill.

Mr. Sickles, from the committee to whom were referred the several petitions of William Cooper and others, Henry Oothoudt and others, William Campbell and others, Andrew Cannon and others, Benjamin Gilbert and others, and Griffin Craft and others, praying aid of the legislature to open a road from the city of Albany, through Duaneburgh, Cherry Valley and Coopers Town, and to be continued to the county of Ontario, reported, that the committee have duly considered the importance of the subject, and are of opinion that the said road would be of great advantage not only to the settlers in that new country, but to the State in general.—But whether it would be proper to grant the whole sum prayed for, must be submitted to the consideration of the house. That the committee are however of opinion, that the sum of \_\_\_\_\_ appropriated for the purpose of opening and repairing roads and building bridges, would be of much benefit to the State, and therefore recommend that the following sums be granted for the purposes aforesaid, viz.

The sum of \_\_\_\_\_ pounds, for opening and repairing the roads from Albany, through Duaneburgh, to the Schohary Creek; the sum of \_\_\_\_\_ pounds, for building a bridge over the said creek; the sum of \_\_\_\_\_ pounds, for opening and repairing the said road from Schohary creek to Cherry Valley; the sum of \_\_\_\_\_ for continuing the said road, to the outlet of Lake Otsego, at Coopers Town, and the sum of \_\_\_\_\_ for continuing the said road from Coopers Town, to the river *Unadella*.

That the committee submit to the consideration of the house, the propriety of granting the following sums, for the uses next mentioned, viz. The sum of \_\_\_\_\_

for opening and repairing the road, from the creek at Constables mills, in Philipsburgh, to Croton river; the sum of \_\_\_\_\_ for erecting a bridge over Croton river; the sum of \_\_\_\_\_ for opening and repairing the road, from Croton river to Fish Kill; the sum of \_\_\_\_\_ for erecting a bridge over

Wappingers creek, on the post road, in the county of Dutchess; the sum of \_\_\_\_\_

for erecting a bridge over Kinderhook creek, on the post road in the county of Columbia; the sum of \_\_\_\_\_ for erecting a bridge over the river *Mohawk*, below the *Caboes*; the sum of \_\_\_\_\_ for erecting a bridge over the river

*Hudson*, at or near the mills of John Glen, at the great falls; the sum of \_\_\_\_\_

for building a bridge over the west Canada creek, in *Herkemer* county; the sum of \_\_\_\_\_ for erecting a bridge over the east Canada creek, in *Montgomery*



county, and the sum of  
Tripes Hill.

for repairing the road from Schenectady to

And that the committee are of opinion, that a committee should be appointed to bring in a bill for the purposes aforesaid.

*Resolved*, That the house do concur with the committee in the said report; And

*Ordered*, That Mr. Sickels, Mr. Lush and Mr. Talbot, be a committee to prepare and bring in a bill, pursuant to the said report.

Mr. M. Smith, from the committee to whom was referred the petition of Jonathan Lawrence, reported, that it appears to the committee, from an account audited by the auditor of this State, that Jonathan Lawrence is charged with a balance of £. 111 : 6 : 11, continental money, at three for one equal in specie, to £. 37 : 13 : 2, due to this State from Thomas Palmer, deceased, as one of the commissioners for forwarding troops to Easton.

That he is also charged with a balance of £. 236 : 13 : 2, due from John H. Sleght, as a commissioner for procuring a sum in specie; the two sums amounting to £. 273 : 15 : 5.

That it appears from an account settled by the auditor on the ninth day of February, 1792, that there remained a balance due to the said Jonathan Lawrence, of £. 428 : 11 : 11, after the sums aforesaid were charged.

That this balance has been due to the said Jonathan Lawrence since May 1782, at which time his accounts were presented for a settlement.

That from this state of facts, the committee are of opinion, that the auditor of the State be directed to credit the said Jonathan Lawrence with the balances due from the estate of Thomas Palmer, and from John H. Sleght, amounting to £. 273 : 15 : 5.

That the committee are farther of opinion, that the said auditor be directed to allow to the said Jonathan Lawrence, interest at the rate of six per cent. per annum, for the balance that shall appear to be due on the settlement of his account.

*Resolved*, That the house do concur with the committee in the said report.

The order for the day, to take into consideration the several petitions, praying a compensation in lands for lands ceded to Vermont, was read.

*Ordered*, That the consideration of the said petitions be postponed until to-morrow, at eleven of the clock in the forenoon.

Mr. North, from the committee of the whole house, on the bill entitled, "*An act to authorize the Treasurer of this State, to pay to sundry persons, the several sums of money therein mentioned*", reported, that in proceeding in the bill, Mr. Speaker made a motion that the committee would agree to a resolution in the words following, viz.

*Resolved*, That it is the opinion of this committee, that further time be allowed to all such persons, who in virtue of the statute entitled, *An act for the speedy sale of the confiscated and forfeited estates within this State, and for other purposes therein mentioned*, were authorized to have their accounts and claims against confiscated or forfeited property audited and paid, and which have not yet been paid, to exhibit the same; and that a committee be appointed to prepare a clause for that purpose.

That the question having been put, whether the committee did agree to the said resolution, the committee divided as follows, viz.

*For the AFFIRMATIVE.*

Mr. Bloom,  
Mr. Brown,  
Mr. Clowes,  
Mr. Conger,  
Mr. Cornwell,  
Mr. Doughty,  
Mr. J. A. Fonda,

Mr. D. Fonda,  
Mr. Frey,  
Mr. Haight,  
Mr. Hoffman,  
Mr. Lawrence,  
Mr. H. Livingston,  
Mr. Lush,

Mr. M'Master,  
Mr. Nicoll,  
Mr. Patterson,  
Mr. Schermerhorn,  
Mr. Scudder,  
Mr. Sickels,  
Mr. Smith of Suffolk,

Mr. W. P. Smith,  
*Mr. Speaker*,  
Mr. Talbot,  
Mr. Van Cortlandt,  
Mr. Will,  
Mr. Wylley.

*For the NEGATIVE.*

Mr. Akin,  
Mr. Barker,  
Mr. Birdfall,  
Mr. Cannon,  
Mr. Clark,  
Mr. Coc,  
Mr. Coffin,

Mr. Converse,  
Mr. Foote,  
Mr. Ford,  
Mr. Gellston,  
Mr. Graham,  
Mr. Hasbrouck,  
Mr. Havens,

Mr. Hopkins,  
Mr. Knickerbacker,  
Mr. W. S. Livingston,  
Mr. Marvin,  
Mr. M'Carty,  
Mr. Mitchell,  
Mr. Purdy,

Mr. Ryerfs,  
Mr. Savage,  
Mr. M. Smith,  
Mr. Tallmadge,  
Mr. Tompkins,  
Mr. Vail,

That Mr. North, the chairman, declared himself in the affirmative, and that it was carried in the affirmative accordingly.

That in proceeding farther in the bill, a paragraph was read in the words following, viz.



“ To William Lawrence, on behalf of Richard Lawrence and William Lawrence, for money taken by order of Convention from Charles Duryee, on the fourteenth day of February 1777, the sum of

That debates having been had on the said paragraph, Mr. Barker made a motion that the same should be obliterated. That the question having been put on the motion of Mr. Barker, it was carried in the affirmative, in the manner following, viz.

*For the AFFIRMATIVE.*

Mr. Barker,  
Mr. Berry,  
Mr. Birdsal,  
Mr. Brown,  
Mr. Cannon,  
Mr. Clark,  
Mr. Coe,  
Mr. Conger,  
Mr. Converse,  
Mr. J. A. Fonda,

Mr. Foote,  
Mr. Ford,  
Mr. Gellson,  
Mr. Graham,  
Mr. Haight,  
Mr. Hsbrouck,  
Mr. Hogeboom,  
Mr. Hopkins,  
Mr. Knickerbacker,  
Mr. Lindley,

Mr. H. Livingston,  
Mr. W. S. Livingston,  
Mr. Marvin,  
Mr. McCarty,  
Mr. McMaster,  
Mr. Mitchell,  
Mr. Myers,  
Mr. Palmer,  
Mr. Patterson,  
Mr. Purdy,

Mr. Ryerfs,  
Mr. Sickels,  
Mr. Smith of Suffolk,  
Mr. Talbot,  
Mr. Ten Broeck,  
Mr. Vail,  
Mr. Van Cortlandt,  
Mr. Wylley.

*For the NEGATIVE.*

Mr. Bloom,  
Mr. Cornwell,  
Mr. Doughty,  
Mr. D. Fonda,  
Mr. Frey,

Mr. Fitch,  
Mr. Havens,  
Mr. Hoffman,  
Mr. Lawrence,  
Mr. Lewis,

Mr. Lush,  
Mr. Nicoll,  
Mr. Savage,  
Mr. Schermerhorn,  
Mr. W. P. Smith,

Mr. M. Smith,  
Mr. Speaker,  
Mr. Tompkins,  
Mr. Will.

That the committee had made further progress in the bill, and had directed him to move for leave to sit again.

*Ordered,* That the said committee have leave to sit again.

A message from the Honorable the Senate, delivered by Mr. Tillotson and Mr. Carpenter, with the bill therein mentioned, was read, that the Senate have passed the bill entitled, *An act to authorize the Corporation of the Reformed Protestant Low Dutch Church, at New-Utrecht, in Kings county, to sell and dispose of certain lands for the benefit of the said church,* without amendment.

*Ordered,* That Mr. Bloom and Mr. Doughty deliver the bill to the Honorable the Council of Revision.

Then the house adjourned, until ten of the clock to-morrow morning.

FRIDAY, 10 o'clock A. M. February 17th, 1792.

A message from the Honorable the Senate, delivered by Mr. Clinton and Mr. Tillotson, with the bill therein mentioned, was read, that the Senate have passed the bill entitled, *An act for the better laying out and keeping in repair, the public highways and private roads in the counties of Montgomery, Westchester and Albany,* with the amendments therewith delivered.

The bill and amendments were read, and the amendments being severally read a second time, were respectively agreed to by the house, and the bill amended accordingly.

One of the amendments being to the title, the amended title is, *An act for the better laying out and keeping in repair, the public highways and private roads in the county of Westchester.*

*Ordered,* That Mr. Purdy and Mr. Bloom, deliver the bill to the Honorable the Senate, and inform them that this house have concurred in the amendments, and have amended the bill accordingly.

*Resolved,* That this house will on Monday next, resolve itself into a committee of the whole house, on the bill entitled, *An act to incorporate the subscribers to the State Bank.*

*Resolved,* That this house will on Tuesday next, resolve itself into a committee of the whole house, on the bill entitled, *An act to incorporate the mechanicks and tradesmen of the city of New-York, for charitable purposes.*

The order for the day, to take into consideration the several petitions, praying a compensation in lands, for lands ceded to Vermont, was read.

A petition of Walter Rutherford, Thomas Smith, John Mason and John Rodgers, was read, setting forth that they and the other petitioners are very desirous that the Honorable house would be well apprized of the merits of their claim, for a compensation; and therefore praying to be heard by counsel at the bar of the house on Thursday next, or on such other day thereafter, as the house shall be pleased to appoint.



*Ordered*, That the petitioners may be heard by counsel at the bar of this house, on Wednesday next, at eleven of the clock in the forenoon.

Mr. North, from the committee of the whole house, on the bill entitled, *An act to authorize the Treasurer of this State, to pay to sundry persons, the several sums of money therein mentioned*, reported, that the committee had made further progress in the bill, and had directed him to move for leave to sit again.

*Ordered*, That the said committee have leave to sit again.

*Ordered*, That Mr. W. S. Livingston, Mr. Lush and Mr. M. Smith be a committee to prepare a clause pursuant to a resolution of the committee of the whole house of yesterday, to allow further time to persons having claims against forfeited or confiscated estates, which have not yet been paid, to exhibit the same.

Mr. North, from the committee of the whole house, on the bill entitled, *An act to enable John H. Livingston, Thomas Jones and Brockholst Livingston, to execute certain trusts therein mentioned*, reported, that the committee had gone through the bill without amendment, which he was directed to report to the house; and he read the report in his place, and delivered the bill in at the table, where the same was again read, and agreed to by the house.

*Ordered*, That the bill be engrossed.

Then the house adjourned, until ten of the clock to-morrow morning.

SATURDAY, 10 o'clock, A. M. February 18th, 1792.

The engrossed bill, entitled, *An act to enable John H. Livingston, Thomas Jones and Brockholst Livingston, to execute certain trusts therein mentioned*, was read the third time.

*Resolved*, That the bill do pass.

*Ordered*, That Mr. Purdy and Mr. Bloom deliver the bill to the Honorable the Senate, and request their concurrence.

A petition of James Duane and Mary his wife, John Patterson and Catharine his wife, and of Henry Livingston on behalf of William Gardner, an infant, praying a law to enable them to make partition, by ballot, in the presence and under the direction of two of the judges of the supreme court, of the estate in Saratoga, devised by Robert Livingston, Esquire, deceased, to his daughters, was read, and referred to Mr. Hoffman, Mr. Lush and Mr. W. S. Livingston.

A petition of Charles W. Stockton and others, praying that part of Otsego county, the western part of Ulster county, and the south western part of Albany county, may be erected into a new county, by the name of *Delaware* county, was read, and referred to Mr. Tompkins, Mr. M'Carty, Mr. Foote, Mr. Ford and Mr. Talbot.

A petition of Neil M'Kinnon and others, relative to lands formerly granted to them by the government of the late colony of New-York, of which in the time of the late war they were ousted by persons claiming by grants from New-Hampshire, and lately ceded to Vermont, was read, and committed to a committee of the whole house, to be taken into consideration with the other petitions on the like subjects.

A petition of John Cochran, of the city of New-York, physician, as director of the hospitals of the armies of the United States, entitled to a grant from the United States of an equal quantity of land with a Brigadier General, praying a grant of such quantity of land in this State, was read, and referred to Mr. North, Mr. Frey and Mr. W. S. Livingston.

A petition of Ezekiel Scott of Ontario county, setting forth, that he recruited levies to serve in a regiment in this State; that prompted by duty, inclination and interest, in his various applications to Congress, to General Washington and to the legislature, he was at much expence of time and money, and discovered he was pursuing a *phantom*, and praying a compensation in lands and money for his exertions, was read, and referred to Mr. Barker, Mr. Mitchell and Mr. Cannon.

A petition of John Harris and James Bennett, relative to a ferry at lake *Cayuga*, with a recommendation of John B. Dexter and others, inhabitants of Ontario county, was read, and referred to Mr. Lindley, Mr. Fitch and Mr. Cannon.

A petition of Jane Croffet, the widow of James Croffet, a soldier slain in battle under the command of Col. Willett, was read, and referred to Mr. Talbot, Mr. Cannon and Mr. Lindley.

A petition of George Clarke, praying to be permitted to discharge the quit-rents due on his lands, and to commute for future quit-rents by a payment in public securities, was read, and referred to Mr. Nicoll, Mr. Sickels and Mr. Ford.



A petition of Joseph Barnard, Benjamin Chase and others, citizens of the city of Hudson, praying a law that the election of their corporation officers may be by ballot, was read, and referred to Mr. Coffin, Mr. North and Mr. W. P. Smith.

A petition of Daniel Hull, Samuel Shaw and others, inhabitants of the north and north east parts of Stephen Town, in Rensselaer county, praying to be included in Petersburg, was read, and referred to Mr. North, Mr. Coffin and Mr. Palmer.

A petition of Aaron Lyon, of Dutchess county, relative to monies recovered of him as surety for John Sparding, and relative to accounts of the said John Sparding against the United States, was read, and referred to Mr. Bloom, Mr. Newman and Mr. Conger.

A petition of Lawrence Van Eps and others, formerly of Schenectady, now of Ball's Town, relative to the line between the said towns, was read, and committed to a committee of the whole house on such clause as shall be brought in pursuant to the report of the committee on the 10th instant, on the petition of Isaac Vrooman and others.

A petition of John Dudley, of Jamaica, in Queens county, praying relief as to an estate purchased of George Folliot after his attainder, was read, and referred to Mr. Van Cortlandt, Mr. Patterson and Mr. Cornwell.

A petition of the proprietors and inhabitants of a certain tract of land at Newburgh, in Ulster county, was read, praying that the glebe land in the said tract, formerly reserved for a Lutheran minister, may by law be appropriated for ever, for the support of a schoolmaster or schoolmasters, to teach and instruct the children of the inhabitants of the said tract of land.

*Ordered*, That the said petition be referred to a committee, and that Mr. Hoffman, Mr. Hasbrouck and Mr. J. Smith of Orange county, be a committee for that purpose.

Mr. Lush, from the committee to whom were referred sundry petitions from the inhabitants of Easton and Cambridge, in Washington county, reported, that it is the opinion of the committee, that the said towns ought to be annexed to Rensselaer county; and that the committee have directed him to move for leave to bring in a bill for that purpose.

*Ordered*, That leave be given accordingly.

Mr. Lush, according to leave, brought in the said bill, entitled, *An act for annexing the towns of Cambridge and Easton, in Washington county, to Rensselaer county*, which was read the first time, and ordered a second reading.

Mr. Coffin, from the committee to whom was referred the petition of Benjamin Folger and Cotton Gelston, of the city Hudson, praying a loan of *ten thousand pounds* for five years, to enable them to carry on more extensively a manufactory of *candles*, reported, that by having examined the facts set forth in the petition, and from a personal acquaintance with the petitioners, the committee are convinced that the manufactory alluded to in the petition is established; that they are of opinion that it highly merits the aid of the legislature; that some aid by a loan of money ought to be granted, and a clause inserted in some proper bill for that purpose.

*Ordered*, That the said report be committed to a committee of the whole house, on the bill for encouraging a glass manufactory.

A message from the Honorable the Council of Revision, delivered by the Honorable Mr. Justice Hobart, was read, "that it does not appear improper to the Council, that the bill entitled, *An act for building a court-house and gaol in the county of Tioga*, the bill entitled, *An act to authorize the corporation of the reformed Protestant Low Dutch church at New-Utrecht, in Kings county, to sell and dispose of certain lands for the benefit of the said church*, the bill entitled, *An act to encrease the number of firemen in the city of New-York*, and the bill entitled, *An act to enable the Mayor, Recorder and Aldermen of the city of New-York, to order the raising monies by tax for the maintenance of the poor, and for defraying the other contingent expences arising in the city and county of New-York*, should respectively become laws of this State."

Mr. W. S. Livingston, pursuant to notice by him given for that purpose, moved for leave to bring in a bill, entitled, *An act for the regulation of sales by public auction in the city and county of New-York*.

*Ordered*, That leave be given accordingly.



Mr. W. S. Livingston, according to leave, brought in the said bill, which was read the first time, and ordered a second reading.

Mr. Barker, from the committee of the whole house, on the bill entitled, *An act for raising monies, for the purpose of building a court house and gaol in the county of Herkemer*, reported, that the committee had made progress therein, and had directed him to move for leave to sit again.

*Ordered*, That the said committee have leave to sit again.

*Resolved*, That this house will, on Saturday next, take into consideration the resolution proposed on the 31st ultimo, by the motion of Mr. M. Smith, that the Attorney General of this State be directed to file informations in the supreme court, against *John Porteous* and *Frederick Fox*.

*Resolved*, That this house will, on Friday next, take into consideration the report of the committee, entered on the journal of this house, on the 28th ultimo, on the petitions of *Verdine Elsworth* and *Marinus Willett*.

Mr. M'Carty, from the committee of the whole house on the bill entitled, *An act for dividing the town of Ball's Town, in the county of Saratoga, into four towns*, reported, that the committee had gone through the bill and made amendments, which he was directed to report to the house; and he read the report in his place, and delivered the bill and amendments in at the table, where the same were again read, and agreed to by the house.

*Ordered*, That the bill and amendments be engrossed.

Mr. Sickels, pursuant to notice by him given for that purpose, moved for leave to bring in a bill, entitled, *An act to amend an act, entitled, "An act for the better laying out, regulating and keeping in repair, all common and public highways and private roads, in the counties of Ulster, Orange, Dutchess, Washington, Westchester, Albany and Montgomery*.

*Ordered*, That leave be given accordingly.

Mr. Sickels, according to leave, brought in the said bill, which was read the first time, and ordered a second reading.

The Honorable the Senate returned by Mr. Carpenter and Mr. Livingston the bill entitled, *An act for the better laying out and keeping in repair the public highways and private roads in the county of Westchester*.

*Ordered*, That Mr. Purdy and Mr. Newman deliver the bill to the Honorable the Council of Revision.

Then the house adjourned, until Monday next, at ten of the clock in the forenoon.

MONDAY, 10 o'clock A. M. February 20th, 1792.

The engrossed bill, entitled *An act for dividing the town of Ball's Town, in the county of Saratoga, into four towns*, was read the third time.

*Resolved*, That the bill do pass.

*Ordered*, That Mr. Berry and Mr. Mitchel, deliver the bill to the Honorable the Senate and request their concurrence.

The bill entitled, *An act for annexing the towns of Cambridge and Easton, in Washington county, to Rensselaer county*, and the bill entitled, *An act for the regulation of sales by public auction, in the city and county of New-York*, were respectively read a second time, and committed to a committee of the whole house.

Mr. M. Smith, from the committee to whom was referred the petition of Abraham Lott, late Treasurer of the colony of New-York, praying a remission of and discharge from his debt to the State, reported, that it is the opinion of the committee that the prayer of the petitioner be granted, and that a committee be appointed to bring in a bill for that purpose.

*Resolved*, That the house do concur with the committee in the said report; And

*Ordered*, That the committee who reported on the said petition, do prepare and bring in such bill.

Mr. Savage, from the committee to whom was referred the petition of Casper Rouse, presented on the 6th ult. praying a law to enable him to pay in certificates of the Treasurer of this State, for lands by him purchased in 1788, of the commissioners of forfeitures in the western District, reported, that it is the opinion of the committee, the relief prayed for by the petitioner ought to be granted; and that a clause for that purpose, should be inserted in some proper bill.



*Resolved*, That the house do concur with the committee in their report ; And

*Ordered*, That the committee who reported on the petition, do prepare and bring in such clause.

Mr. Barker, from the committee of the whole house, on the bill entitled, *An act to incorporate the subscribers to the State Bank*, reported, that the committee have made progress therein, and have directed him to move for leave to sit again.

*Ordered*, That the said committee have leave to sit again.

Mr. Lewis, pursuant to notice by him given for that purpose, moved for leave to bring in a bill entitled, *An act for the relief of Henry Ludenton*.

*Ordered*. That leave be given accordingly.

Mr. Lewis, according to leave brought in the said bill, which was read the first time, and ordered a second reading.

A message from the Honorable the Senate, delivered by Mr. Livingston and Mr. Cantine, with the bills therein mentioned, was read, that the Senate have passed a bill, entitled, *An act concerning conveyances by married women*, a bill entitled, *An act for the relief of Anna Margareta Whitman*, a bill entitled *An act for the relief of George Peck*, and to repeal the twenty third section of the act, entitled "*An act for the payment of certain sums of money, and for other purposes therein mentioned*," and request the concurrence of this house, to the said bills respectively.

The said bills were respectively read the first time, and ordered a second reading.

Mr. Ford, from the committee of the whole house, on the bill entitled, *An act for the relief of John Ten Broeck*, reported, that the committee had gone through the bill without amendment, which he was directed to report to the house ; and he read the report in his place, and delivered the bill in at the table, where the same was again read and agreed to by the house.

*Ordered*, That the bill be engrossed.

Mr. North, from the committee of the whole house, on the bill, entitled *An act to divide the towns of Cherry Valley and Harpersfield, in Otsego county*, reported, that the committee had made progress in the bill, and had directed him to move for leave to sit again.

*Ordered*, That the said committee have leave to sit again.

Then the house adjourned, until ten of the clock tomorrow morning.

TUESDAY, 10 o'clock A. M. February 21st, 1792.

The bill entitled *An act to amend an act, entitled " An act, for the better laying out, regulating and keeping in repair, all common and public highways and private roads, in the counties of Ulster, Orange, Dutchess, Washington, Westchester, Albany and Montgomery*, the bill entitled, *An act for the relief of Henry Ludenton*, the bill entitled *An act concerning conveyances by married women*, the bill entitled, *An act for the relief of Anna Margareta Whitman*, and the bill entitled, *An act for the relief of George Peck, and to repeal the twenty third section of the act, entitled " An act for the payment of certain sums of money and for other purposes therein mentioned*," were respectively read a second time, and committed to a committee of the whole house.

The engrossed bill, entitled *An act for the relief of John Ten Broeck*, was read the third time.

*Resolved*, That that the bill do pass.

*Ordered*, That Mr. Nicoll and Mr. Schermerhorn, deliver the bill to the Honorable the Senate and request their concurrence.

Mr. Ford, from the committee of the whole house on the bill entitled *An act to incorporate the Trustees of the Albany Library*, reported, that the committee have gone through the bill without amendment, which he was directed to report to the house ; and he read the report in his place, and delivered the bill in at the table, where the same was again read.

Mr. Barker, from the committee of the whole house, on the bill entitled, *An act to incorporate the mechanicks and tradesmen of the city of New-York, for charitable purposes*, reported, that the committee had gone through the bill, made amendments and altered the title, that the altered title is, *An act to incorporate the society of mechanicks and tradesmen of the city of New-York, for charitable purposes*, which he was directed to report to the house ; and he read the report in his place, and delivered the bill and amendments in at the table, where the same were again read, and agreed to by the house.



*Ordered*, That the bill and amendments be engrossed.

Mr. Lewis, pursuant to notice by him given for that purpose, moved for leave to bring in a bill, entitled *An act to amend an act, entitled "An act to lay a duty of excise on strong liquors, and for the better regulating of inns and taverns."*

*Ordered*, That leave be given accordingly.

Mr. Lewis according to leave brought in the said bill, which was read the first time, and ordered a second reading.

Then the house adjourned, until ten of the clock to-morrow morning.

WEDNESDAY, 10 o'clock A. M. February 22d, 1792.

The engrossed bill, entitled, *An act to incorporate the society of mechanicks and tradesmen of the city of New-York*, was read the third time.

*Resolved*, That the bill do pass.

*Ordered*, That Mr. Wylley and Mr. Will deliver the bill to the Honorable the Senate, and request their concurrence.

The bill entitled, *An act to amend an act, entitled, "An act to lay a duty of excise on strong liquors, and for the better regulating of inns and taverns"*, was read a second time, and committed to a committee of the whole house.

A petition of the supervisors of Richmond county, praying a provision by law, that their annual elections for a representative in Assembly, and other State officers, may be held only at one place in the county; a petition of the same supervisors, praying a law to raise *three hundred pounds* for building a court-house in the county, and a petition of the same supervisors, praying an amendment of the statute entitled, *An act to prevent abuses and delays in actions of replevin*, and that suits in replevin may be made triable before the justices of the peace in their courts, were severally read, and referred to Mr. Hoffman, Mr. Ryerfs and Mr. Doughty.

A petition of William Macclure and others, praying legislative aid to open a road from Kookhouse to the east branch of the river *Delaware*, on a direction to Kingston, in Ulster county; a petition of William Macclure and others, praying legislative aid to open and make a road from the end of the Pennsylvania road at the State line, to Hezekiah Howell's, in *Clinton* town; two copies of a petition of Hezekiah Howell and others, praying aid of the legislature to open and make a road nine or ten miles on the north or east side of the river *Susquehannah*, to the Catts Kill road, and a petition of William Macclure, John Bixley and others, praying that the county of *Tioga* may be divided into two counties, were respectively read, and referred to Mr. Fitch, Mr. Lindsley and Mr. Clark.

A petition of Manus Goodrich and others, praying that a part of *Otsego* county, the western part of *Ulster* county, and the south western part of *Albany* county, may be erected into a new county, was read, and referred to Mr. Tompkins, Mr. M'Carty, Mr. Foote, Mr. Ford and Mr. Talbot.

A petition of Isaac Abrahams and Jacob Hart, relative to hawking goods in the city of *New-York*, was read, and referred to the members of this house from the city and county of *New-York*.

A petition of Benjamin Akerly, Gilbert Townsend and others, praying that *Middle-Town*, in *Ulster* county, may be divided into two towns, was read, and referred to Mr. De Lamater, Mr. Barker and Mr. Coe.

A petition of Jelles Yates and others, executors of Christopher Yates, deceased, praying payment of monies due on a note of hand from John Butler, whose estate has been forfeited to the people of this State, was read, and referred to Mr. Ten Broeck, Mr. M'Master and Mr. Palmer.

A petition of Dorothy Elizabeth Keller and others, praying provision by law to obtain a title to lands therein alledged to have been purchased of Frederick Young, whose estate has been forfeited to the people of this State, and that the conveyance has been consumed by fire, was read, and referred to Mr. D. Fonda, Mr. Mitchell and Mr. Vail.

A petition of a number of the members of the Protestant Episcopal church at Pough-keepsie, praying that the stile of the corporation may by law be changed, was read, and referred to Mr. Lewis, Mr. Hogeboom and Mr. Haight.

A petition of Afa Danforth, John L. Hardenbergh and others, praying that the military gratuity lands may be divided into two towns, was read, and referred to Mr. Myers, Mr. Frey and Mr. Cannon.



A petition of Jonathan Fitch, praying provision by law that he may locate certain military class-rights on unappropriated lands, was read, and committed to a committee of the whole house, on the bill entitled, *An act for the relief of Elnathan Fitch*.

A petition of William Thompson and others, inhabitants of Orange county, praying a repeal of two sections of the law relative to roads and bridges, as far as respects the townships therein mentioned, was read, and referred to Mr. Newman, Mr. Marvin and Mr. Akin.

A petition of John Jacob Beekman, praying a return of the treasury notes by him paid for a farm purchased of the commissioners of forfeitures for the western district, as having been forfeited by Frederick Young, the estate in the premises now appearing to have been vested in John Young, son of Theobald Young, was read, and referred to Mr. Nicoll, Mr. Brown and Mr. Converse.

A petition of Mary Swords was read, setting forth, that her late husband, Thomas Swords, was an officer in the British army, and served in America from 1757 to 1765—That as such he was entitled to a grant of lands, and also purchased the rights of other persons so entitled—That for those rights he obtained lands near *Sagerties*, in Ulster county, claimed by the corporation of Kingston, of which lands he never obtained the possession; and praying relief in the premises.

*Ordered*, That the said petition be referred to a committee; and that Mr. Berry, Mr. Foote and Mr. Knickerbacker, be a committee for that purpose,

A petition of Samuel Bouton, formerly of West Chester county, an insolvent debtor in gaol in Queen's county, was read, and referred to Mr. H. Livingston, Mr. Van Cortlandt and Mr. Cornwell.

The engrossed bill, entitled, *An act to incorporate the trustees of the Albany library*, was read the third time.

Mr. Lush then made a motion, that an enacting clause should be added to the said bill as a rider and an amendment.

The said clause was read and considered, and agreed to by the house; Thereupon

*Resolved*, That the said bill, with the amendment, do pass.

*Ordered*, That Mr. Wylley and Mr. Will deliver the bill and amendment to the Honorable the Senate, and inform them that this House have passed the bill, with the amendment therewith delivered.

Mr. Hoffman, from the committee to whom was referred the petition of James Duane and others, praying a law to enable them to make partition by ballot, in the presence and under the direction of two of the judges of the supreme court, of the estate in Saratoga, devised by Robert Livingston, Esquire, to his daughters, reported, that it is the opinion of the committee, that the prayer of the petitioners ought to be granted; that the committee have prepared a bill for that purpose, and directed him to move for leave to bring in the same.

*Ordered*, That leave be given accordingly.

Mr. Hoffman, according to leave, brought in the said bill, entitled, *An act concerning the partition of certain lands devised by Robert Livingston, Esquire, deceased, to his daughters*, which was read the first time, and ordered a second reading.

The order for the day, to take into consideration the several petitions praying compensation in lands, for lands ceded to Vermont, and that the petitioners may this day be heard on the merits of their claim, by counsel at the bar of the house, was read.

The house then proceeded to the consideration of the said petitions, and Richard Harrison, Esquire, of counsel for the petitioners, was heard at the bar of the house, and withdrew.

*Ordered*, That the further consideration of the said petitions be postponed until Tuesday next.

*Resolved*, That this house will, on Wednesday next, resolve itself into a committee of the whole house, on the bill entitled, *An act to regulate the practice of physic and surgery in the city of New-York*.

Mr. Gelston, from the committee of the whole house, on the bill entitled, *An act for granting an allowance to the commissioner of excise for the city of New-York for his services*, reported, that in proceeding in the bill, and on coming to the blank where the sum annually to be allowed to the commissioner of excise for the city of New-York was to be inserted, Mr. W. S. Livingston made a motion that the sum of *one hundred*



*pounds* should be mentioned in the said blank; that Mr. Wylley, as an amendment, made a motion that the sum of *fifty pounds* should be mentioned in the said blank; that Mr. North, as a further amendment, made a motion that the sum of *seventy-five pounds* should be mentioned in the said blank.

That the question having been put, whether the committee did agree to the sum of *one hundred pounds* proposed by the motion of Mr. W. S. Livingston, it passed in the negative.

That Mr. Hoffman then made a motion, that the sum of *eighty pounds* should be mentioned in the said blank.

That the question having been put, whether the committee did agree to the sum of *eighty pounds*, proposed by the motion of Mr. Hoffman, it was carried in the affirmative, in the manner following, viz.

*For the* A F F I R M A T I V E.

Mr. Akin,	Mr. Ford,	Mr. Lush,	Mr. Schermerhorn,
Mr. Brown,	Mr. Fitch,	Mr. McCarty,	Mr. W. P. Smith,
Mr. Clowes,	Mr. Graham,	Mr. Mitchell,	Mr. M. Smith,
Mr. Coe,	Mr. Hitchcock,	Mr. Myers,	<i>Mr. Speaker,</i>
Mr. Conger,	Mr. Hoffman,	Mr. Nicoll,	Mr. Tallmadge,
Mr. Cornwell,	Mr. Lawrence,	Mr. North,	Mr. Ten Broeck,
Mr. De Lamater,	Mr. Lewis,	Mr. Palmer,	Mr. Will.
Mr. Deaghty,	Mr. Lindsley,	Mr. Ryerfs,	
Mr. Foote,	Mr. W. S. Livingston,	Mr. Savage,	

*For the* N E G A T I V E.

Mr. Barker,	Mr. J. A. Fonda,	Mr. Knickerbacker,	Mr. Vail,
Mr. Berry,	Mr. D. Fonda,	Mr. Marvin,	Mr. Van Cortlandt,
Mr. Birdfall,	Mr. Hasbrouck,	Mr. Newman,	Mr. Wylley.
Mr. Cannon,	Mr. Havens,	Mr. Purdy,	
Mr. Clark,	Mr. Hogeboom,	Mr. Smith, of Suffolk,	
Mr. Coffin,	Mr. Hopkins,	Mr. Talbot,	

That the words *eighty pounds*, were accordingly inserted in the said blank.

That the committee had gone through the bill, and made amendments, which he was directed to report to the house; and he read the report in his place, and delivered the bill and amendments in at the table, where the same were again read, and agreed to by the house.

*Ordered,* That the bill and amendments be engrossed.

Mr. H. Livingston, from the committee to whom was referred the petition of Peter Paddock, Joseph Thomas, James Covert and Isaac Green, setting forth that in the year 1782, they served nine months as levies from Dutchess county militia, in General Lamb's regiment of Artillery, and have not received their pay, reported, that Joseph Thompson and Peter Paddock, ought to apply to the United States for their pay, while they served in Col. Weissenfell's and Col. Lamb's regiments; that James Covert and Isaac Green, have received by their respective orders, now lodged in the Treasury of this State, each one month's pay; and that no more in that office appears to be due to them,

*Resolved,* That the house do concur with the committee in the said report.

Mr. J. A. Fonda, from the committee to whom was referred, the petition of John Smith of Montgomery county, praying payment for the deficiency of his cloathing as a serjeant, and for the use of his musket in the year 1775, and that he may be annexed to the corps of invalids of the United States, reported, that it is the opinion of the committee, that the prayer of the petitioner *ought not to be granted by this State*; but that his claims are against the *United States*.

*Resolved,* That the house do concur with the committee in the said report.

Mr. Newman, from the committee to whom was referred the petition of Samuel Loudon, with an account attending the same, praying a balance, as due to him for his services as printer for the State, reported, that it is the opinion of the committee, that the prayer of the petitioner ought to be granted, as far as respects his expence of moving materials for printing for the legislature at Albany and Poughkeepsie, for his extra charge in printing the laws and journals of the ninth, tenth and eleventh sessions, in which the revised laws of the State were passed; as neither of the above circumstances were contemplated when a contract was made with the petitioner to print for the State. That at the settlement for his last services as State printer, a deduction of pay took place, from the time of such settlement to the end of the year, although the whole printing for the year was then completed, which deduction, in the opinion of the committee, ought to be allowed to the petitioner.



That one other charge of two hundred pounds, founded on a resolution of convention, for want of proper means of investigation, the committee submit to the consideration of the house; having no other information thereof, than a certificate presented with their report.

That it is the opinion of the committee, that a clause for the payment of such sum as shall be allowed to the petitioner, be inserted in the bill now before the house, brought in on the report of the committee of the whole house, on the report of the commissioners to receive and state claims against this State.

*Resolved*, That the house do concur with the committee in the said report.

Mr. North, from the committee to whom were referred sundry petitions, praying a division of the town of Rensselaerwyck, in Rensselaer county, and sundry other petitions, praying that no such division may take place, reported, that the prayer of the petitioners for a division of the said town, ought to be granted; that the committee have prepared a bill for that purpose, and have directed him to move for leave to bring in the same.

*Ordered*, That leave be given accordingly.

Mr. North, according to leave, brought in the said bill, entitled *An act for dividing the town of Rensselaerwyck, in the county of Rensselaer*, which was read the first time, and ordered a second reading.

Mr. M'Carty, from the committee to whom was referred the memorial of Henry Livingston and Henry Platner, praying compensation for articles taken by impress, for the support of the army, in the time of the late war, reported, that they have examined the memorial of the petitioners, and the vouchers and documents which attend the same, and have received sufficient information on the several facts stated in the said memorial; that they are of opinion, that provision ought to be made by the State, for paying to the said Henry Livingston and Henry Platner, the amount of the articles impressed, and particularly specified in the said memorial; and that the committee have directed him to move for leave to bring in a bill for that purpose.

*Ordered*, That leave be given accordingly.

Mr. M'Carty, according to leave brought in the said bill, entitled *An act for the relief of Henry Livingston and Henry Platner*, which was read the first time, and ordered a second reading.

Mr. Lawrence, from the committee to whom was referred the petition of Increase Carpenter, of Jamaica in Queens county, praying relief as to a certificate of the Treasurer of this State, numbered 2785, for one hundred pounds and six shillings, alledged by the petitioner to have been casually consumed by fire, reported, that it is the opinion of the committee, that the prayer of the petitioner ought to be granted.

*Ordered*, That the said report be committed to a committee of the whole house, on the bill brought in, in pursuance of the report of the commissioners appointed to receive and state claims against this State.

Mr. Hoffman, from the committee to whom was referred the petition of Benjamin Moore, Thomas Ellison and Richard Harison, a committee appointed by the convention of the Protestant Episcopal Church in the State of New-York, praying a grant of the church and glebe at Johnstown in Montgomery county, reported, that it is the opinion of the committee, that the prayer of the petitioners ought to be granted; that the committee have prepared a bill for that purpose, and directed him to move for leave to bring in the same.

Debates having been had on the said report; *Ordered*, that the further consideration thereof be postponed until Monday next.

A petition of Paul Brennock Lloyd, praying to be naturalized, was read, and committed to a committee of the whole house, to be taken into consideration with the bill to enable the persons therein named, to purchase and hold real estates within this State.

A message from the Honorable the Senate, delivered by Mr. Cantine and Mr. Van Rensselaer, with the bills therein mentioned, was read, that the Senate have passed a bill, entitled "*An act to explain and amend an act, entitled 'An act for the partition of lands,'*" and a bill entitled, *An act for regulating the mode of returning jurors for trials before justices of the peace*, and request the concurrence of this house to the said bills respectively.



The said bills were respectively read the first time, and ordered a second reading.

A report of the Regents of the University, and a representation of the Trustees of Columbia College, referred to in the said report, delivered to *Mr. Speaker*, by the Secretary to the Regents, were respectively read :

The report of the said Regents of the University, is in the words following, viz.

IN compliance with the directions of the law, the Regents of the University beg leave to lay before the Honorable the Legislature, their annual report of the state of learning in those seminaries which are under their superintendence.

With singular satisfaction, we observe science advancing and maintaining an equal pace with the increasing population of the State ; and we entertain the most flattering expectations of its beneficial influence on the manners and happiness of our fellow citizens. We cannot forbear to offer our hearty congratulations to the representatives of the people, on the general prosperity of our country, and on the flourishing situation of this State in particular: Deeply impressed with this important truth, "that Ignorance leads to servitude and misery, and that Knowledge is the Parent of liberty and happiness," we have remarked, with much pleasure, the ready assent expressed by the Senate and Assembly to the liberal sentiments of our first Magistrate, respecting the promotion of useful science.

We recollect, with gratitude, the aid which the legislature has already afforded, for the establishment and support of seminaries of learning. Their bounty has been faithfully applied; and we cannot help considering past liberality as an earnest of future beneficence. We humbly conceive, that a small part of an overflowing treasury, cannot be more advantageously employed, than in the advancement of literature: Some little streams from the copious river, cannot take a better direction than through the Gardens of Science. The immediate effect of such liberality would be very beneficial ; and it would have a remote and powerful influence upon the happiness of succeeding generations.

The money which was divided between Columbia college and the four academies instituted at the time when the donation was made, has been expended in purchasing books, and such instruments as were immediately necessary for prosecuting the study of natural philosophy. By establishing small libraries in distant parts of the State, a taste for reading, and a love of literature, are promoted among the people; their minds grow more and more enlightened; and they consequently become more happy as men; and as citizens more useful.

The system of education pursued in Columbia college and the several academies, has received no material alteration since the time of our last annual report. The number of the students in them all has considerably increased; and we have reason to be entirely satisfied with the skill and assiduity of the different Professors.

When we were preparing, in pursuance of the law, to establish a medical school, it was signified to us, that the Trustees of Columbia college were also engaged in the same business. We have been lately informed, that they have accomplished their design. For this reason, we have thought it proper, for the present, to suspend the exercise of the power with which we are invested, until we shall have had an opportunity of observing whether the institution now established in Columbia college, be so efficient and permanent, as to answer the intention of the legislature, and the expectations of the public, with respect to the cultivation of that branch of useful science. But we should conceive ourselves deficient in the discharge of our duty, were we not to mention with regret, that this seminary is almost entirely destitute of a library; that the mathematical and philosophical apparatus is still very defective, and that the funds are not sufficient to enable the Trustees to establish several important Professorships, and to erect a convenient hall for public exhibitions, and for other necessary purposes. For the truth of these allegations, we beg leave to refer the legislature to a representation of the present state of the college, presented to this Board by the Trustees; and which is transmitted with this report.

We consider a general diffusion of knowledge exceedingly conducive to the prosperity of the State; for which reason, we have with great alacrity instituted academies in various places, whenever proper applications for that purpose have been made. But it is certainly an object of much importance, to have at least one seminary so completely established, and so liberally endowed, that as perfect a course of education may be obtained in this State, as in any other part of the world. Divine Providence has blessed our government with abundance of wealth; even gratitude requires, that some portion of it should be consecrated to the immediate promotion of virtue and learning; for these two pillars afford the most stable and permanent support to the great fabric of civil authority and social happiness.

New-York, 20th February, 1792.  
By command of the Chancellor,  
N. LAWRENCE, Secretary.

By order and in behalf of the Regents,  
GEO: CLINTON, Chancellor.

The representation of the Trustees of Columbia college, mentioned in the preceding report, was read, and is in the words following, viz.

*To his Excellency the Chancellor, and the honorable the Vice Chancellor, and Regents of the University of the State of New-York, the Trustees of Columbia College, in the City of New-York, respectfully represent—*

THAT the number of students in Columbia college is greatly increased, amounting, inclusive of fifty six pupils at the medical school, to one hundred and fifty-six students.

Already so respectable for numbers, and the abilities, assiduity and reputation of the teachers, the fairest prospect is presented of its fully answering the warmest wishes and expectations of the public, of its generous patrons and benefactors, and of every friend to literature and science. But it is well known, that the funds of this institution were much impaired by the events of the war. To say nothing of the loss of two valuable townships in the late county of Cumberland, which were appropriated for its better support by the former government, and which have by law, been since ceded to Vermont; several of its debtors for money loaned at in-



terest, became insolvent; the edifice was greatly abused and injured, and its repair made a considerable breach upon the remaining capital. By the annexed statement, signed by the treasurer of the corporation, it appears that the salaries of the president, professors and other officers, amount to the annual sum of £. 1138:5:10. and that the income at its full extent, doth not exceed £. 1245:15:10, so that for repairs, risk of debts, and every other contingency, there remains only an annual surplus of £. 107:10:0. Considering how indispensable it is to pay the salaries as they become due, and how common the want of punctuality in the discharge of interest, they think it must be evident, that the present funds are stretched as far as prudence, and a regard to the stability of the institution will admit. While so little remains unappropriated, and in the disposal of the Trustees, they have the consolation to observe, that the state, which has been pleased to take literary institutions under its immediate protection, enjoys an uncommon share of prosperity; and have reason to rejoice in the eligible condition of its public finances.

They remark with singular satisfaction, that the legislative and executive branches of government have concurred in a declaration, at the opening of the present session, that our seminaries of learning ought to be among the first objects of their care and patronage, and to receive from time to time, such further aid and encouragement, as may be necessary for their increasing prosperity. At this juncture then which appears so highly favorable, the Trustees, while they acknowledge with gratitude the former beneficence of the legislature, conceive that they would be unfaithful if they hesitated to disclose to them the wants and necessities which still continue to press upon Columbia college, and to solicit for relief. Their predecessors in office were only able to execute a part of the original plan of the intended edifice, which served the purpose of the institution in its infancy. The erection even of a hall for visitations, examinations, commencements and other public exercises, designed to be placed in the front of a square of which the present building forms only a side or wing, has, for want of funds, been deferred to the present moment: The disadvantages which arise from this single defect, are weighty and obvious, and have long been observed and regretted by those, whom duty, a taste for science, or a desire to countenance and encourage it, have led to attend the public academical exhibitions.

The College is besides destitute of a library, the few books which escaped the depredations of the war, not deserving that name—its philosophical and mathematical apparatus, though improved by a former donation of the Legislature, still remains incomplete; and it requires several other professors and a teacher of the French language, to perfect the means of a liberal and useful education.

It is yet to be added, that in consequence of a city regulation, for digging down and levelling the streets, the fences which surrounded the College ground, have been undermined, and in a great measure destroyed; and cannot be repaired to any valuable purpose, but at the heavy expence of a stone wall, to prevent the waste of the soil, and the inconveniencies which must accompany it.

Under these embarrassing circumstances, the Trustees know not of any resource, but in the beneficence and liberality of the honorable the Legislature; nor of any means so proper to obtain their favor, as to unite, if they shall be so happy, with their own supplications, the recommendation, good offices, and influence of the Regency.

For these, they earnestly hope, and respectfully solicit; persuaded that it is in their power, as it is their wish, to satisfy the Regency, that the wants which they have suggested are real, pressing, and worthy of public attention.

Given under the common seal of the Trustees of Columbia college, in the city of New York, this 15th day of January, in the year of our Lord one thousand seven hundred and ninety two.

By order of the Trustees.

JAMES DUANE, Chairman.

*Ordered*, That the said report of the Regents of the University, and representation of the Trustees of Columbia College, be referred to a committee; and that Mr. M. Smith, Mr. Purdy, Mr. Lawrence, Mr. North and Mr. Havens, be a committee for that purpose.

Then the house adjourned, until ten of the clock to-morrow morning.

THURSDAY, 10 o'clock A. M. February 23d, 1792.

The bill entitled, *An act for dividing the town of Rensselaerwyck, in the county of Rensselaer*, the bill entitled, *An act concerning the partition of certain lands, devised by Robert Livingston, Esquire, deceased, to his daughters*, The bill entitled, *An act for the relief of Henry Livingston and Henry Platner*, the bill entitled, *An act to explain and amend an act, entitled "An act for the partition of lands,"* and the bill entitled, *An act for regulating the mode of returning jurors, for trials before justices of the peace*, were respectively read a second time, and committed to a committee of the whole house.

The engrossed bill, entitled *An act for granting an allowance to the commissioner of excise for the city of New-York, for his services*, was read the third time.

*Resolved*, That the bill do pass.

*Ordered*, That Mr. Scudder and Mr. Clowes, deliver the bill to the Honorable the Senate, and request their concurrence.

A petition and representation of the Trustees of Columbia college, relative to their finances, was read, and referred to Mr. M. Smith, Mr. Purdy, Mr. Lawrence, Mr. North and Mr. Havens.

Mr. Barker, from the committee to whom was referred the petition of Ezekiel Scott, presented to this house on the 13th instant, relative to his trouble and expence in raising levies, reported, that in the year 1781, the petitioner received a warrant



from the Governor of this State, to be a Major in a regiment of levies, to be raised on bounties of unappropriated lands, on condition to recruit and bring into the field a stipulated number of men; that he exerted himself and did service towards raising the levies, and at his own expence; but not so as to entitle him to a commission. That it is the opinion of the committee, that it be submitted to the consideration of a committee of the whole house, when on the bill for enabling the commissioners of the land-office, to grant lands to certain persons therein mentioned, what compensation in lands ought to be allowed to the said Ezekiel Scott for his services.

*Resolved*, That the house do concur with the committee in the said report.

Mr. Doughty, from the committee to whom was referred the petition of Ezekiel Robins and others, praying that such persons of the Baptist persuasion, as have conscientious scruples against taking an oath, may be admitted, in cases where an oath is necessary, to make an affirmation, reported, that the prayer of the petitioners ought to be granted, and that a committee should be appointed to prepare a bill for that purpose.

*Resolved*, That the house do concur with the committee in the said report; and

*Ordered*, That the committee who reported on the said petition, do prepare and bring in such bill.

Mr. Hasbrouck, from the committee to whom was referred the petition of Nathaniel Wattels and Medad Hunt, relative to a loss alledged to have been by them sustained, on a contract with the commissioners of the land-office, for making a road from the river *Susquehanna* at the Oleout, to the river *Hudson* at the Catts-Kill, reported, that they have duly considered the said petition, examined as to the facts therein set forth, and the vouchers and proofs accompanying the same; that they have also had the testimony of several persons who have travelled the road, for which the petitioners have prayed an extra compensation. That the committee are of opinion, that the said petitioners are justly entitled to the compensation they have prayed for. But in order to prevent impositions, the committee further report it as their opinion, that the said petition and the papers which accompany the same, be referred to the commissioners of the land-office, with whom the petitioners contracted; that the judgment of the said commissioners shall be final; and that the Treasurer of the State be authorized to pay to the said Nathaniel Wattels and Medad Hunt, or their order, the amount of whatever compensation the said commissioners shall certify to be proper and reasonable to allow; and that a clause be inserted in some proper bill for that purpose.

*Resolved*, That the house do concur with the committee in the said report; and

*Ordered*, That the committee who reported on the said petition, do prepare and bring in such clause.

Mr. Lush, pursuant to notice by him given for that purpose, moved for leave to bring in a bill, entitled, *An act to repeal part of the fourth section of the act entitled, "An act to reduce the laws concerning costs into one statute."*

*Ordered*, That leave be given accordingly.

Mr. Lush, according to leave, brought in the said bill, which was read the first time, and ordered a second reading.

A resolution of the Honorable the Senate, delivered by Mr. Cantine and Mr. Van Rensselaer, relative to the duties of the office of Attorney General, was read.

*Ordered*, That the further consideration thereof be postponed until Monday next.

The house then took into consideration the report of the committee on the petition of Daniel Williams: The same report, as inserted in the Journal of this house of the 30th ultimo, was again read, and considered. Thereupon

*Resolved*, (if the Honorable the Senate concur herein) That the Attorney General be, and he is hereby directed to sue and prosecute a writ or writs of error, at the expence of the people of this State, in any suit or suits, determined in the supreme court of judicature of this State, on a claim or claims of dower, against real estates forfeited, under the statute entitled, *An act for the forfeiture and sale of the estates of persons who have adhered to the enemies of this State, and for declaring the sovereignty of the people of this State, in respect to all property within the same.*

*Ordered*, That Mr. Lewis and Mr. Lindsley deliver a copy of the last preceding resolution, to the Honorable the Senate.



Mr. M. Smith, from the committee who reported on the petition of Ezekiel Robins and others, according to order, brought in a bill entitled, *An act for the relief of persons having conscientious scruples against taking an oath*, which was read the first time, and ordered a second reading.

Mr. Foote, on behalf of Mr. Doughty, from the committee of the whole house, on the bill entitled, *An act further to continue the act for the appointment of an auditor, and the settlement of the public accounts*, reported, that the committee had gone through the bill, made amendments and altered the title, by inserting therein after the word *continue*, the words *and amend*, which he was directed to report to the house; and he read the report in his place, and delivered the bill and amendments in at the table, where the same were again read, and agreed to by the house.

*Ordered*, That the bill and amendments be engrossed.

Mr. W. P. Smith, on behalf of Mr. Ford, and in his absence, from the committee of the whole house, on the bill entitled, *An act for the benefit of the Shinnecock tribe of Indians, residing in Suffolk county*, reported, that the committee had gone through the bill without amendment, which he was directed to report to the house; and he read the report in his place, and delivered the bill in at the table, where the same was again read.

Mr. Barker, from the committee of the whole house, on the bill entitled, *An act for the relief of Anna Margaretta Whitman*, reported, that the committee had gone through the bill without amendment, which he was directed to report to the house; and he read the report in his place, and delivered the bill in at the table, where the same was again read.

A message from the Honorable the Senate, delivered by Mr. Van Rensselaer and Mr. Gansevoort, with the bills therein mentioned, was read, that the Senate have passed a bill entitled, *An act directing the places for holding town meetings in the town of Washington, in the county of Dutchess*, and a bill entitled, *An act for the relief of William Chase, and for keeping in repair the bridge erected over Hofick river*, and request the concurrence of this house to the said bills respectively.

The said bills were respectively read the first time, and ordered a second reading.

A message from the honorable the Senate, delivered by Mr. Van Rensselaer and Mr. Gansevoort, with the bill therein mentioned, was read, that the Senate have concurred in the amendment to the bill entitled, *An act to incorporate the trustees of the Albany library*, and have amended the bill accordingly.

The amended bill having been examined;

*Ordered*, That Mr. Converse and Mr. Cornwell return the bill to the Honorable the Senate.

Then the house adjourned, until ten of the clock tomorrow morning.

FRIDAY, 10 o'clock A. M. February 24th, 1792.

The bill entitled, *An act to repeal part of the fourth section of the act, entitled, "An act to reduce the laws concerning costs into one statute,"* the bill entitled, *An act for the relief of persons having conscientious scruples against taking an oath*, the bill entitled, *An act directing the places for holding town meetings in the town of Washington, in the county of Dutchess*, and the bill entitled, *An act for the relief of William Chase, and for keeping in repair the bridge over Hofick river*, were respectively read a second time, and committed to a committee of the whole house.

The engrossed bill, entitled, *An act further to continue and amend the act, for the appointment of an auditor, and the settlement of the public accounts*, was read the third time.

*Resolved*, That the bill do pass.

*Ordered*, That Mr. Havens and Mr. Clark deliver the bill to the Honorable the Senate, and request their concurrence.

The bill entitled, *An act for the benefit of the Shinnecock tribe of Indians, residing in Suffolk county*, was read the third time.

*Resolved*, That the bill do pass.

The bill entitled, *An act for the relief of Anna Margaretta Whitman*, was read the third time.

*Resolved*, That the bill do pass.



*Ordered*, That Mr. Havens and Mr. Clark deliver the two last mentioned bills to the Honorable the Senate, and inform them that this house have passed the said bills respectively, without amendment.

The order for the day was read, to take into consideration the report of the committee on the petitions of Verdine Elsworth and Marinus Willett, which was on the 28th ultimo postponed.

The said petitions were read: The petitioner Verdine Elsworth thereby prayed a grant of three thousand acres of land, as a reduced Captain in a provincial corps of troops, raised in the late colony of New-York, in the year 1755; the said Marinus Willett prayed a grant of two thousand acres of land as a reduced Lieutenant, in a provincial corps of troops raised in the said late colony of New-York in the year 1758; each of the petitioners respectively stating his claim to be founded on a proclamation of the then King of Great-Britain, made at St. James's in London, in the year 1763.

The report of the committee, that the prayer of the petitioners respectively ought to be granted, as inserted in the journal of this house of the 28th ultimo, was read and considered, and debates had thereon.

*Mr. Speaker* then put the question, whether the house did concur with the committee in the said report, and it passed in the negative.

Thereupon *Resolved*, That the house do not concur with the committee in the said report.

Mr. De Lamater, from the committee to whom was referred the petition of Benjamin Akerley, Gilbert Townsend and others, presented to this house on the 22d instant, praying that Middle-Town, in Ulster county, may be divided into two towns, reported, that it is the opinion of the committee, that the prayer of the petitioners ought to be granted; and a clause to cause such division, should be prepared, to be inserted in a bill now before the house for similar purposes.

*Resolved*, That the house do concur with the committee in the said report; and

*Ordered*, That the committee to whom the said petition was referred, do prepare and bring in such clause.

A copy of a resolution of the Honorable the Senate, delivered by Mr. Roosevelt and Mr. Gelston, was read, that the Senate do not concur with this house in their resolution of yesterday, directing the Attorney General of this State, to prosecute a writ or writs of error, in suits for dower of forfeited estates.

Mr. Smith of Suffolk county, from the committee of the whole house, on the bill entitled, *An act concerning administrations and escheats*, reported, that the committee have gone through the bill and made amendments, which he was directed to report to the house; and he read the report in his place, and delivered the bill and amendments in at the table, where the same were again read, and agreed to by the house.

*Ordered*, That the amendments be engrossed.

Mr. Vail, from the committee of the whole house, on the bill entitled, *An act to extend to the city of Albany, an act entitled, "An act for regulating the buildings, streets, wharves and slips in the city of New-York,"* reported, that the committee had gone through the bill without amendment, which he was directed to report to the house; and he read the report in his place, and delivered the bill in at the table, where the same was again read, and agreed to by the house.

*Ordered*, That the bill be engrossed.

Mr. Havens, from the committee of the whole house, on the bill, entitled, *An act for the relief of Henry Ludenton*, reported, that the committee have gone through the bill and made amendments, which he was directed to report to the house; and he read the report in his place, and delivered the bill and amendments in at the table, where the same were again read, and agreed to by the house.

*Ordered*, That the bill and amendments be engrossed.

A message from the Honorable the Council of Revision, delivered by the Honorable Mr. Chief Justice Yates, was read, "that it does not appear improper to the Council, that the bill entitled, *An act for the better laying out and keeping in repair, the public highways and private roads in the county of Westchester*, should become a law of this State."

A message from the Honorable the Council of Revision, transmitted to this house by the Honorable the Senate, was read, "that it does not appear improper to the



Council, that the following bills, viz. the bill entitled, *An act for the relief of Anna Margaretta Whitman*, the bill entitled, *An act for the benefit of the Shineeoke tribe of Indians, residing in Suffolk county*, and the bill entitled, *An act to incorporate the trustees of the Albany library*, should respectively become laws of the State."

Then the house adjourned, until ten of the clock tomorrow morning.

SATURDAY, 10 o'clock A. M., February, 25th, 1792.

The bill entitled, *An act concerning Administrations and Escheats*, with the engrossed amendments, were read the third time.

*Resolved*, That the bill and amendments do pass.

*Ordered*, That Mr. Ten Broeck and Mr. Coffin, deliver the bill and amendments to the Honorable the Senate, and inform them, that this house have passed the bill with the amendments therewith delivered.

The engrossed bill entitled, *An act for the relief of Henry Ludenton*, was read the third time.

*Mr. Speaker* put the question, whether the bill shall pass, and it was carried in the affirmative, in the manner following, viz.

*For the AFFIRMATIVE.*

Mr. Barker,	Mr. Foote,	Mr. W. S. Livingston,	Mr. Scudder,
Mr. Birdfall,	Mr. Frey,	Mr. Lush,	Mr. W. P. Smith,
Mr. Bloom,	Mr. Graham,	Mr. Marvin,	Mr. M. Smith,
Mr. Brown,	Mr. Hitchcock,	Mr. M'Carty,	Mr. Talbot,
Mr. Clark,	Mr. Hoffman,	Mr. Newman,	Mr. Tallmadge,
Mr. Coe,	Mr. Hogeboom,	Mr. Nicoll,	Mr. Ten Broeck,
Mr. Coffin,	Mr. Hopkins,	Mr. North,	Mr. Vail,
Mr. Conger,	Mr. Lewis,	Mr. Patterson,	Mr. Van Cortlandt,
Mr. D. Fonda,	Mr. H. Livingston,	Mr. Schermerhorn,	

*For the NEGATIVE.*

Mr. Akin,	Mr. J. A. Fonda,	Mr. Lindfley,	Mr. Sickles,
Mr. Berry,	Mr. Ford,	Mr. M'Master,	Mr. Smith, of Suffolk;
Mr. Caunon,	Mr. Gelston,	Mr. Mitchell,	Mr. Tompkins,
Mr. Clowes,	Mr. Hasbrouck,	Mr. Palmer,	Mr. Will,
Mr. Converse,	Mr. Havens,	Mr. Purdy,	Mr. Wylley.
Mr. Cornwell,	Mr. Knickerbacker,	Mr. Ryerfs,	
Mr. Doughty,	Mr. Lawrence,	Mr. Savage,	

Thereupon *Resolved*, That the bill do pass.

The engrossed bill, entitled *An act to extend to the city of Albany, An act entitled, "An act for regulating the buildings, streets, wharves and slips in the city of New-York,"* was read the third time.

*Resolved*, That the bill do pass.

*Ordered*, That Mr. Ten Broeck and Mr. Coffin, deliver the two last mentioned bills to the Honorable the Senate, and request their concurrence to the same respectively.

Mr. M. Smith, from the committee who reported on the petition of Abraham Lott, according to leave brought in a bill, entitled *An act for the relief of Abraham Lott*, which was read the first time, and ordered a second reading.

A petition of John Crolus, jun. of the city of New-York, Stone potter, praying a loan of four hundred pounds, to be secured by a mortgage on his real estate, to enable him to carry on his manufactory more extensively, was read, and committed to a committee of the whole house, on the bill for encouraging a manufactory of Glass wares.

A petition of Andrew Stockholm, for himself and his co-partners, relative to their mill and machinery for manufacturing cotton and linen, and praying a bounty on the goods to be by them manufactured, or a loan of money at a moderate interest, was read, and referred to Mr. Ford, Mr. Wylley and Mr. Barker.

A petition of John Van Orden, James Barker and others, of Catts-Kill Town, in Albany county, praying that if a new county should be erected to include a part of Albany county, Catts-Kill Town may remain in Albany county, was read, and referred to Mr. Tompkins, Mr. M'Carty, Mr. Foote, Mr. Ford and Mr. Talbot.

A petition of fundry inhabitants of *Schactekoke* and *Pitts-Town*, in Rensselaer county, praying an alteration in the line dividing the said towns, was read, and referred to the members of this house from the said county.

A petition of Abraham Westfall, Peter G. Cuddeback and others, a petition of



John Monell and others, and a petition of Silas Horton and others, inhabitants of Orange county, praying aid of the Legislature to open a road from *Peenpack* to *Cashich-ton*, was read, and committed to a committee of the whole house, on the bill entitled, *An act for laying out and opening a road from Mama-Kating in Ulster county, to the Delaware river.*

A petition of John Van Rensselaer, praying the interposition of the legislature in a suit against him, by the Treasurer of this State, for not completing the settlement of his account, for certificates received for pay of the militia in his regiment, was read, and referred to Mr. Sickles, Mr. Berry and Mr. M'Carty.

A petition of Adam Thum, of Montgomery county, praying payment for himself as a sergeant, and for sundry privates employed with him, in partisan military services, in the years 1779 and 1780, was read, and referred to Mr. D. Fonda, Mr. Hopkins and Mr. Conger.

A petition of Bas Chard, Samuel Hatch and others, by Matthew Scott their agent, praying a provision by law that they may locate on class-rights, unappropriated lands in lieu of *Isle la Mott*, formerly located by, and granted to the petitioners, was read, and referred to Mr. Brown, Mr. Patterson and Mr. Birdsell.

A petition of Theophilus Beekman, of the city of New York, relative to a release of one thousand acres of land in Kayaderosseres, purchased of commissioners who divided that tract, and which release is alledged to be lost, was read, and referred to Mr. W. S. Livingston, Mr. Gelston and Mr. Cornwell.

A petition of Wheeler Douglass, praying a provision by law, that he may obtain grants of land for the services of soldiers by him procured to serve in the levies raised in this State in the places and stead of others who had deserted, was read, and referred to Mr. M'Carty, Mr. Knickerbacker and Mr. Wylley.

A petition of Abraham Ten Broeck and others, praying leave to bring a bill to incorporate them as a Bank at Albany, on the principles set forth in a writing therewith delivered, was read, and referred to Mr. Lush, Mr. Coffin and Mr. Sickles.

The order for the day, inserted in the journal of this house of the 18th instant, to take into consideration the resolution proposed on the 31st ult. by the motion of Mr. M. Smith, was read.

The said resolution, and the recitals preceding the same, as inserted in the journal of the 31st ult. was again read, and is in the words following, viz.

“WHEREAS *John Porteous* and *Frederick Fox*, two of the supervisors of Herkimer county, stand charged before this house, upon the depositions of sundry persons, with having *refused* to canvass and estimate the ballots returned to them from Whites-Town, in the county aforesaid, although the said ballots were *returned as the law requires.*”

“And whereas it is essential to the preservation of the liberties of the people, that the rights of election be guarded and secured; and it is the peculiar duty of this house, as the guardians of the public liberty, to protect the free citizens of this State, in the exercise of this invaluable privilege against all encroachments whatsoever.”

Therefore “*Resolved*, That the *Attorney General* of this State, be, and he is hereby required, to file *informations* in the supreme court of judicature of this State, against the said *John Porteous* and *Frederick Fox*, requiring them to answer the aforesaid charge.”

The house then resolved itself into a committee of the whole house, on the said resolutions and recitals, and after some time spent thereon, *Mr Speaker* reassumed the chair, and Mr. Doughty from the said committee, reported, that after the said resolution had been read in the committee, and debates had thereon, Mr. Ford made a motion that the said resolution be amended, to be in the words following, viz.

“*Resolved*, That the *Attorney General*, be directed to move the supreme court of judicature of this State, for a rule to be served upon the said *John Porteous* and *Frederick Fox*, the canvassers at the late election, held for a representative in Assembly from the said county, to shew cause why an information should not be filed against them, requiring them to answer the aforesaid charge.”

That the question having been put whether the committee did agree to the amendment proposed by the motion of Mr. Ford, it was carried in the affirmative, in the manner following, viz.



*For the A F F I R M A T I V E.*

Mr. Ahin,  
Mr. Bloom,  
Mr. Clark,  
Mr. Clowes,  
Mr. Coe,  
Mr. Coffin,  
Mr. Conger,  
Mr. Converse,

Mr. Cornwell,  
Mr. Ford,  
Mr. Fitch,  
Mr. Gelston,  
Mr. Graham,  
Mr. Havens,  
Mr. Hitchcock,  
Mr. Hopkins,

Mr. Lawrence,  
Mr. Marvin,  
Mr. McCarty,  
Mr. Newman,  
Mr. Palmer,  
Mr. Patterson,  
Mr. Savage,  
Mr. Scudder,

Mr. Smith of Suffolk,  
Mr. W. P. Smith,  
Mr. M. Smith,  
*Mr. Speaker,*  
Mr. Tallmadge,  
Mr. Tompkins,  
Mr. Van Cortlandt,  
Mr. Wylley.

*For the N E G A T I V E.*

Mr. Barker,  
Mr. Berry,  
Mr. Birdfall,  
Mr. Brown,  
Mr. Cannon,  
Mr. J. A. Fonda,  
Mr. D. Fonda,

Mr. Foote,  
Mr. Frey,  
Mr. Hoffman,  
Mr. Hogeboom,  
Mr. Knickerbacker,  
Mr. H. Livingston,  
Mr. W. S. Livingston,

Mr. Lush,  
Mr. M'Master,  
Mr. Mitchell,  
Mr. Myers,  
Mr. Nicoll,  
Mr. North,  
Mr. Schermerhorn,

Mr. Sickels,  
Mr. Talbot,  
Mr. Ten Broeck,  
Mr. Vail,  
Mr. Will.

That *Mr. Speaker* then made a motion, that the first recital preceding the said resolution should be amended, to be in the words following, viz.

“Whereas it appears by fundry depositions now before this house, that *John Porteous* and *Frederick Fox*, two of the supervisors of *Herkemer* county, refused to canvass and estimate the ballots, returned to them from *White's-Town*, in the said county, although the said ballots were returned according to law.”

That the question being put, whether the committee did concur in the amendment, proposed by the motion of *Mr. Speaker*, it was carried unanimously in the affirmative.

The said resolution and recitals as amended, were again read, in the words following, viz.

“Whereas it appears by fundry depositions now before this house, that *John Porteous* and *Frederick Fox*, two of the supervisors of *Herkemer* county, refused to canvass and estimate the ballots returned to them from *White's-Town*, in the said county, although the said ballots were returned according to law.”

“And whereas it is essential to the liberties of the people, that the rights of election be guarded and secured, and it is the peculiar duty of this house, as the guardians of the public liberty, to protect the free citizens of this State, in the exercise of this invaluable privilege, against all encroachments whatsoever :” Therefore

*Resolved*, That the Attorney General, be directed to move the supreme court of judicature of this State, for a rule to be served upon the said *John Porteous* and *Frederick Fox*, the canvassers at the late election held for a representative in Assembly, from the said county, to shew cause why an information should not be filed against them, requiring them to answer the aforesaid charge.

That when the question was put, whether the committee did agree to the said resolution and recitals, a motion was made that the committee should rise and report, and that the question having been put on the said motion, it was carried in the affirmative.

Mr. Doughty, read the report in his place, and delivered the resolution and recitals in at the table, where the same were again read.

*Resolved*, That the house do concur with the committee in the said report.

Then the house adjourned, until Monday next, at ten of the clock in the forenoon.

MONDAY 10 O'Clock A. M. February 27th, 1792.

The bill entitled, *An act for the relief of Abraham Lott*, was read a second time, and committed to a committee of the whole house.

Mr. Purdy, from the committee who reported on the petitions relative to the division of the town of Southold, according to leave, brought in a bill entitled, *An act to divide the town of Southold in Suffolk county*, which was read the first time, and ordered a second reading.

Mr. Lush, from the committee to whom was referred the petition of Abraham Ten Broeck and others, praying to be incorporated as a Bank at Albany, reported, that it is the opinion of the committee, that the prayer of the petitioners ought to be granted, that the committee have prepared a bill for that purpose, and directed him to move for leave to bring in the same.

*Ordered*, That leave be given accordingly.

Mr. Lush, according to leave, brought in the said bill entitled, *An act to incorporate the stockholders of the Bank of Albany*, which was read the first time, and ordered a second reading.



Mr. Coffin, from the committee to whom was referred the petition of Joseph Bernard, Benjamin Chafe and others, citizens of *Hudson*, praying a law that the election of their city officers may be by ballot, reported, that it is the opinion of the committee, that the prayer of the petitioners be granted ; that the committee have prepared a bill for that purpose, and directed him to move for leave to bring in the same.

*Ordered*, That leave be given accordingly.

Mr. Coffin, according to leave brought in the said bill, entitled *An act to amend and explain the fourth clause of the act, entitled "an act for incorporating the inhabitants, residing within the limits therein mentioned,"* which was read the first time, and ordered a second reading.

Mr. Schermerhorn, from the committee to whom were referred the several petitions of Samuel Clark and others, William Broughton and others, and Samuel Smith and others, praying that part of Ball's Town, Saratoga and Half-Moon, in Saratoga county, may be erected into a new town, reported, that it is the opinion of the committee, that the prayer of the petitioners ought to be granted, and that a clause should be inserted in some proper bill for that purpose.

*Resolved*, That this house do concur with the committee in the said report ; and,

*Ordered*, That the committee to whom the said petitions were referred do prepare and bring in such clause.

Mr. Myers, from the committee to whom was referred the petition of Susannah Small, the widow of Jacob Small, late a Captain in Col. Peter Bellinger's regiment of militia, praying such donation as has heretofore been allowed to the widows of officers slain in battle, reported, that it is the opinion of the committee, that the prayer of the petitioner be granted, and that a clause for that purpose be added to some proper bill.

*Resolved*, That the house do concur with the committee in the said report.

The orders for the day being read, the House proceeded to the consideration of the resolutions of the Honorable the Senate, relative to the duties of the Attorney General of this State, in his office, the consideration whereof was postponed until this day.

The resolutions of the Honorable the Senate were read, and are in the words following, viz.

*"Resolved*, as the sense of the legislature, That the Attorney General for the time being should not act, either as Attorney, Solicitor, Proctor or Counsel, in any private suit, unless the people of this State shall be interested in the event of such suit ; in which case, it ought to be his duty always to be of counsel for the party united in interest with the State ; and particularly, that he ought to be of counsel for the defendants in all suits brought or to be brought for the recovery of any lands or tenements sold by the commissioners of forfeitures, and now held under this State ; or for any debt which has been paid into the treasury, as due to any person whose estate has been forfeited : That it should also be his duty in all cases to manage and conduct (including drawing and engrossing the proceedings, and all other matters of clerkship) all public prosecutions by indictment or information in the supreme court, and at the courts of oyer and terminer and gaol delivery : And that it ought likewise to be his duty, on application from them, to advise the public officers having the collection, custody, or management of taxes or other public property, on the law respecting the execution of their respective offices.

*Resolved* further, as the sense of the legislature, That it is improper that the payment of the costs of prosecution for such services as may be performed by the Attorney General, should be a part of the judgment against persons who may be prosecuted for public offences ; and therefore no costs shall be taken by the Attorney General from any defendant in any such prosecution : And that the salary to be allowed to the Attorney General shall be considered as a full compensation for executing the said office, agreeable to the above regulation thereof."

*Resolved*, That this house do concur with the Honorable the Senate in the said resolutions.

*Ordered*, That Mr. Smith of Suffolk, and Mr. Akin, deliver a copy of the last preceding resolution of concurrence to the Honorable the Senate.

The other order for the day being read, the house proceeded to the consideration of the report of the committee on the petition of Benjamin Moore and others ; the



said report, as inserted in the journal of this house of the 22d instant, was again read, and is in the words following, viz.

“ Mr. Hoffman, from the committee to whom was referred the petition of Benjamin Moore, Thomas Ellison and Richard Harison, a committee appointed by the Convention of the Protestant Episcopal Church in the State of New-York, praying a grant of the church and glebe at Johnstown, in Montgomery county, reported, that it is the opinion of the committee, that the prayer of the petitioners ought to be granted; that the committee have prepared a bill for that purpose, and directed him to move for leave to bring in the same.”

A petition of James Livingston, John Grant, George B. Throop and others, trustees of the Presbyterian congregation at Johnstown, in Montgomery county, was read, setting forth, that they are in possession of the said church and glebe, have called a minister, have been at considerable expence to repair the said church and enclose the glebe, and praying a confirmation thereof.

*Ordered*, That the said petition be taken into consideration with the petition of Benjamin Moore and others, and the said report of the committee thereon.

The house then resolved itself into a committee of the whole house, on the said report and petitions, and after some time spent thereon, *Mr. Speaker* reassumed the chair, and Mr. Gelston, from the said committee, reported, that the committee had agreed to a resolution, which he was directed to report to the house; and he read the report in his place, and delivered a copy of the said resolution in at the table, where the same was again read, and concurred in by the house, and is in the words following, viz.

*Resolved*, (if the Honorable the Senate concur herein) That Benjamin Moore, Thomas Ellison and Richard Harison, a committee appointed by the Convention of the Protestant Episcopal Church in the State of New-York, to pursue all lawful means for securing the property of the churches connected with the said convention, who have by their petition prayed for a grant of the church and glebe at Johnstown, in Montgomery county, have leave to present to either house of the legislature, on the first Monday after a quorum of both houses shall be formed at their next session, a bill agreeably to the purport of their petition: Provided, that the said Benjamin Moore, Thomas Ellison and Richard Harison, do previously cause a copy of their intended bill, and of this resolution, to be published six weeks successively, in two of the public newspapers printed in the city of Albany, *to the intent* that all persons concerned therein may have due notice thereof, and shew cause, if any they have, why the prayer of the said Benjamin Moore, Thomas Ellison and Richard Harison, should not be granted.

*Ordered*, That Mr. Smith of Suffolk, and Mr. Akin, deliver a copy of the preceding resolution to the Honorable the Senate.

Mr. Lewis, from the committee to see what laws are expired, or near expiring, to whom was referred the petition of Elijah Skinner, praying relief as to a bill of credit of this State, of the value of ten pounds, now in his custody, reported, that relief ought to be given to the petitioner, and to all others in a similar situation; that the committee have prepared a bill for that purpose, and directed him to move for leave to bring in the same.

*Ordered*, That leave be given accordingly.

Mr. Lewis, according to leave, brought in the said bill, entitled, *An act to amend an act, entitled, “ An act to take out of circulation the bills of credit emitted by law, and to emit others as a substitute,”* which was read the first time, and ordered a second reading.

Mr. Barker, from the committee of the whole house, on the bill entitled, *An act for raising monies for the purpose of building a court house and gaol in the county of Herkemer*, reported, that after the bill had been read, the first enacting clause was again read, in the words following, viz.

“ Be it enacted by the people of the State of New-York, represented in Senate and Assembly, and it is hereby enacted by the authority of the same, That the supervisors of the several towns of the county of Herkemer for the time being, shall, and they are hereby authorized to direct to be raised and levied, on the freeholders and inhabitants of the said county, a sum not exceeding eight hundred pounds, for building a court-



house and gaol in the said county; with the additional sum of one shilling in the pound for collecting the same; which sum shall be raised, levied, and collected in like manner as the other contingent and necessary charges of the said county are levied and collected."

That the said first enacting clause having been read and considered, and debates had thereon, the question was put, whether the committee did agree to the same, and that it passed in the negative, in the manner following, viz.

*For the* N E G A T I V E.

Mr. Berry,  
Mr. Birdfall,  
Mr. Brown,  
Mr. Cannon,  
Mr. Coe,  
Mr. Cornwell,  
Mr. De Lamater,  
Mr. Doughty,

Mr. J. A. Fonda,  
Mr. D. Fonda,  
Mr. Frey,  
Mr. Haight,  
Mr. Hasbrouck,  
Mr. Hitchcock,  
Mr. Hogeboom,  
Mr. Knickerbacker,

Mr. Lawrence,  
Mr. W. S. Livingston,  
Mr. M'Carty,  
Mr. M'Master,  
Mr. Mitchell,  
Mr. Newman,  
Mr. Nicoll,  
Mr. North,

Mr. Palmer,  
Mr. W. P. Smith,  
*Mr. Speaker,*  
Mr. Talbot,  
Mr. Ten Broeck,  
Mr. Tompkins,  
Mr. Will,  
Mr. Wylley,

*For the* A F F I R M A T I V E.

Mr. Akin,  
Mr. Bloom,  
Mr. Clowes,  
Mr. Coffin,  
Mr. Conger,  
Mr. Converse,  
Mr. Foote,

Mr. Ford,  
Mr. Fitch,  
Mr. Gelston,  
Mr. Graham,  
Mr. Havens,  
Mr. Hoffman,  
Mr. Hopkins,

Mr. Lewis,  
Mr. Lindley,  
Mr. Lush,  
Mr. Marvin,  
Mr. Patterson,  
Mr. Purdy,  
Mr. Savage,

Mr. Scudder,  
Mr. Sickels,  
Mr. Smith of Suffolk,  
Mr. M. Smith,  
Mr. Tallmadge,  
Mr. Vail,  
Mr. Van Cortlandt,

Mr. Foote, from the committee of the whole house, on the bill entitled, *An act for the relief of Benjamin Lyon*, reported, that the committee had made progress therein, and had directed him to move for leave to sit again.

*Ordered*, That the said committee have leave to sit again.

Mr. Foote, from the committee of the whole house, on the bill entitled, *An act for the relief of such towns as have or hereafter shall support certain persons manumitted by the State*, reported, that the committee have made progress in the bill, and have directed him to move for leave to sit again.

*Ordered*, That the said committee have leave to sit again.

Mr. Havens moved for leave to bring in a bill to raise money to erect a court house and gaol in Herkemer county.

By unanimous consent of the house, *Ordered*, That leave be given accordingly.

Mr. Havens, according to leave, brought in the said bill, entitled, *An act to raise money for erecting a court house and gaol in Herkemer county*, which was read the first time, and ordered a second reading.

A message from the Honorable the Senate, delivered by Mr. Gelston and Mr. Sands, with the bill therein mentioned, was read, that the Senate have passed a bill entitled, *An act for loaning monies belonging to this State*, to which they request the concurrence of this house.

The said bill was read the first time, and ordered a second reading.

Mr. Barker, from the committee of the whole house, on the bill entitled, *An act to enable the commissioners of the land-office to direct letters patent to be prepared for granting lands in fee simple to certain persons therein mentioned*, reported, that the committee have made progress in the bill, and directed him to move for leave to sit again.

*Ordered*, That the said committee have leave to sit again.

Then the house adjourned, until ten of the clock to morrow morning.

TUESDAY, 10 O'CLOCK A. M. February 28th, 1792.

The bill entitled, *An act to divide the town of Southold, in Suffolk county*, the bill entitled, *An act to incorporate the Stockholders of the Bank of Albany*, the bill entitled, *An act to amend and explain the fourth clause of an act, entitled "An act for incorporating the inhabitants residing within the limits therein mentioned,"* the bill entitled, *An act to amend the act, entitled "An act to take out of circulation the bills of credit emitted by law, and to emit others as a substitute,"* the bill entitled, *An act to raise money for erecting a court house and gaol in Herkemer county*, and the bill entitled, *An act for loaning monies belonging to the State*, were respectively read a second time, and committed to a committee of the whole house.

Mr. Ten Broeck, from the committee to whom was referred the petition of Jellis Yates and others, executors of Christopher Yates, deceased, praying payment of monies due on a note of hand of John Butler, whose estate has been forfeited to the peo-



ple of this State, reported, that it is the opinion of the committee, that the prayer of the petitioners ought to be granted, and a clause for that purpose inserted in some proper bill.

*Ordered*, That the said report be committed to a committee of the whole house, on the bill now before the house, on various claims against the State.

The order for the day, to take into consideration the several petitions, praying a compensation in lands, for lands ceded to Vermont, the further consideration whereof was, on the 22d instant, postponed until this day, was read.

Mr. Nicoll, from the committee to whom was referred the petition of Abraham Ten Broeck and others, presented to this house on the 27th ult. praying compensation for the loss of their lands in Wallomack and the Manor of Rensselaer, by the late settlement with and cession to Vermont, reported, that it is the opinion of the committee, that the prayer of the petitioners ought to be granted.

*Ordered*, That the said petition and report, be taken into consideration with the other petitions on that subject, for the consideration whereof this day was assigned.

The house then resolved itself into a committee of the whole house, on the several petitions, the consideration whereof was made the order for the day; and after some time spent thereon, *Mr. Speaker* reassumed the chair, and Mr. M'Carty from the said committee reported, that the said several petitions having been read, Mr. Havens made a motion, that the committee would agree to a resolution in the words following, viz.

"*Resolved*, That it is the opinion of this committee, that the compensation stipulated by the commissioners lately appointed to treat with the district of country, now erected into a separate State, and known by the name of Vermont, to be paid to this State for the use of all persons claiming lands in the said State, under titles derived from this State, when a colony, ought to be considered by the persons so claiming, as a full compensation for their said lands, so far as respects this State."

That the question having been put, whether the committee did agree to the said resolution, it was carried in the affirmative, in the manner following, viz.

*For the A F F I R M A T I V E.*

Mr. Akin,	Mr. De Lamater,	Mr. Hogeboom,	Mr. Scudder,
Mr. Barker,	Mr. Doughty,	Mr. Hopkins,	Mr. Smith of Suffolk;
Mr. Birdfall,	Mr. Ford,	Mr. Knickerbacker,	Mr. M. Smith,
Mr. Bloom,	Mr. Frey,	Mr. Lawrence,	Mr. Talbot,
Mr. Cannon,	Mr. Fitch,	Mr. Lewis,	Mr. Tallmadge,
Mr. Clowes,	Mr. Gelston,	Mr. Lindfley,	Mr. Tompkins,
Mr. Coe,	Mr. Graham,	Mr. Marvin,	Mr. Vail,
Mr. Coffin,	Mr. Haight,	Mr. M'Master,	Mr. Wylley.
Mr. Conger,	Mr. Hasbrouck,	Mr. Patterson,	
Mr. Converse,	Mr. Havens,	Mr. Purdy,	
Mr. Cornwell,	Mr. Hitchcock,	Mr. Ryerfs,	

*For the N E G A T I V E.*

Mr. Berry,	Mr. Foote,	Mr. Nicoll,	Mr. Sickels,
Mr. Brown,	Mr. Hoffman,	Mr. North,	Mr. W. P. Smith,
Mr. Clark,	Mr. W. S. Livingston,	Mr. Palmer,	Mr. Ten Broeck,
Mr. J. A. Fonda,	Mr. Lush,	Mr. Savage,	Mr. Van Cortlandt,
Mr. D. Fonda,	Mr. Mitchell,	Mr. Schermerhorn,	Mr. Will.

Mr. M'Carty read the report in his place, and delivered the same in at the table, where it was again read, and agreed to by the house. Thereupon

*Resolved*, That it is the opinion of this house, that the compensation stipulated by the commissioners lately appointed to treat with the district of country now erected into a separate State, and known by the name of Vermont, to be paid to this State, for the use of all persons claiming lands in the said State, under titles derived from this State, when a colony, ought to be considered by the persons so claiming, as a full compensation for their said lands, so far as respects this State.

Mr. North, from the committee of the whole house, on the bill entitled *An act to divide the towns of Cherry Valley and Harpersfield, in the county of Otsego*, reported, that the committee had gone through the bill, made amendments, added several clauses, and altered the title; that the altered title is, *An act for dividing the several towns therein mentioned*, which he was directed to report to the house; and he read the report in his place, and delivered the bill, amendments and clauses in at the table, where the same were again read, and agreed to by the house.

*Ordered*, That the bill, amendments and clauses be engrossed.

Mr. Barker, on behalf and in the absence of Mr. Foote, from the committee of the whole house, on the bill entitled, *An act for the relief of Benjamin Lyon*, reported, that



the committee had gone through the bill, and made amendments, which he was directed to report to the house; and he read the report in his place, and delivered the bill and amendments in at the table, where the same were again read, and agreed to by the house.

*Ordered*, That the bill and amendments be engrossed.

Mr. Barker, on behalf and in the absence of Mr. Foote, from the committee of the whole house, on the bill entitled, *An act for the relief of such towns as have or hereafter shall support certain persons manumitted by the State*, reported, that the committee have gone through the bill, and made amendments, which he was directed to report to the house; and he read the report in his place, and delivered the bill and amendments in at the table, where the same were again read, and agreed to by the house.

*Ordered*, That the amendments be engrossed.

Mr. Barker, from the committee of the whole house, on the bill entitled, *An act for the relief of Elnathan Fitch*, reported, that the committee had made progress in the bill, and had directed him to move for leave to sit again.

*Ordered*, That the said committee have leave to sit again.

Then the house adjourned, until ten of the clock to morrow morning.

WEDNESDAY, 10 o'clock A. M. February 29th, 1792.

The engrossed bill, entitled, *An act for dividing the several towns therein mentioned*, was read the third time.

In reading the said bill, an enacting clause thereof was read, in the words following, viz.

"And be it further enacted, That all that part of the town of *Washington*, in Dutchess county, which is south of the south line of lot number fourteen, and of lot number twenty three, in the first division of the Great or Lower Nine Partners, shall be, and is hereby erected into a separate town, by the name of *Barclay*; and the first town meeting in Barclay town shall be held at the house of Peter Palmer: And all the remaining part of the said town of *Washington* shall be and remain a separate town by the name of *Washington*; and the first town meeting in the said town of *Washington* shall be held at the house of Solomon Sutherland."

The said enacting clause having been read, Mr. Lewis made a motion, that the same should be obliterated.

The question being put on the motion of Mr. Lewis, it passed in the negative, in the manner following viz.

*For the* N E G A T I V E.

Mr. Barker,	Mr. Doughty,	Mr. Hoffman,	Mr. Savage,
Mr. Berry,	Mr. D. Fonda,	Mr. Knickerbacker,	Mr. Schermerhorn,
Mr. Birdfall,	Mr. J. A. Fonda,	Mr. Lawrence,	Mr. M. Smith,
Mr. Brown,	Mr. Foote,	Mr. Lindley,	Mr. Talbot,
Mr. Cannon,	Mr. Ford,	Mr. W. S. Livingston,	Mr. Tallmadge,
Mr. Clark,	Mr. Fitch,	Mr. M <sup>r</sup> Master,	Mr. Tompkins,
Mr. Collin,	Mr. Haight,	Mr. Nicoll,	Mr. Vail,
Mr. Conger,	Mr. Hasbrouck,	Mr. North,	Mr. Van Cortlandt,
Mr. Converse,	Mr. Havens,	Mr. Palmer,	Mr. Wylley,
Mr. De Lanater,			

*For the* A F F I R M A T I V E.

Mr. Akin,	Mr. Graham,	Mr. Marvin,	Mr. Sickels,
Mr. Bloom,	Mr. Hitchcock,	Mr. M <sup>r</sup> Carty,	Mr. Smith of Suffolk,
Mr. Clowes,	Mr. Hopkins,	Mr. Patterson,	Mr. Ten Broeck,
Mr. Cornwell,	Mr. Lewis,	Mr. Ryerfs,	Mr. Will,
Mr. Frey,	Mr. Lush,	Mr. Scudder,	

That in reading the said bill, another enacting clause thereof was read, in the words following, viz.

"And be it further enacted, That all that part of the town of *Rensselaerwyck*, which lies north of a line to be drawn from a point on the east bank of the river *Hudson*, eight miles distant from the south west corner of the town of *Rensselaerwyck*, and running from thence east to the west bounds of *Stephen Town*, shall be, and is hereby erected into a separate town, by the name of *Greenbush*; and that the first town meeting in *Greenbush* shall be held at the dwelling-house of *Abraham M. De Forest*, in the said town; and that all the remaining part of the town of *Rensselaerwyck*, shall be and remain a town by the name of *Rensselaerwyck*; and that the first town meeting in *Rensselaerwyck*, shall be held at the dwelling-house of *John J. Miller* in the said town."

The said last mentioned clause having been read, Mr. Lush made a motion, that the same should be obliterated.



The question being put on the motion of Mr. Lush, it passed in the negative.

The said bill having been read through, *Mr. Speaker* put the question, whether the bill shall pass, and it was carried in the affirmative. Thereupon

*Resolved*, That the bill do pass.

The engrossed bill, entitled, *An act for the relief of Benjamin Lyon*, was read the third time.

*Resolved*, That the bill do pass.

*Ordered*, That Mr. Ford and Mr. Cannon deliver the two last mentioned bills to the Honorable the Senate, and request their concurrence to the same respectively.

The bill entitled, *An act for the relief of such towns as have, or hereafter shall support certain persons manumitted by the State*, with the engrossed amendments, were read the third time.

*Resolved*, That the bill and amendments do pass.

*Ordered*, That Mr. Ford and Mr. Cannon deliver the last mentioned bill, with the amendments, to the Honorable the Senate, and inform them, that this house have passed the bill, with the amendments therewith delivered.

A message from the Honorable the Senate, delivered by Mr. Sands and Mr. Williams, with the bill therein mentioned, was read, that the Senate have passed the bill entitled, *An act to stay proceedings on an information in the supreme court against George Palmer*, without amendment.

*Ordered*, That Mr. Van Cortlandt and Mr. Palmer deliver the bill to the Honorable the Council of Revision.

A petition of the judges of the court of common pleas, the supervisors and a number of other gentlemen, officers in Montgomery county, praying a law to enable the supervisors of the county, to build a house near the centre of the said county, for the reception and accommodation of the poor in the said county, was read, and referred to the members of this house from Montgomery county.

A petition of a number of the freeholders and inhabitants of Caughnawaga, in Montgomery county, praying that the said town may be divided into two towns, and a petition of a number of the inhabitants of Mohawk town, in Montgomery county, praying that the town may be divided into two towns, and that Schoharie creek may be the division line of the towns so divided, were respectively read, and referred to Mr. Mitchell, Mr. J. A. Fonda, and Mr. D. Fonda.

A petition of Asa Kellog, Lewis Rogers, Isaac Youngs and others, inhabitants of Saraghtoga county, suggesting an uncertainty in the law, ascertaining the south bounds of the county, and praying that the same may be expressly extended to the middle of the river Mohawk, was read, and referred to Mr. Talbot, Mr. Hasbrouck, and Mr. Baker.

A petition of a number of the inhabitants of Schoharie Kill and Batavia, in the town of Woodstock, in Ulster county, praying that a part of the town of Woodstock may be erected into a new town, by the name of Batavia, was read, and referred to Mr. M'Carty, Mr. De Lamater and Mr. Marvin.

A petition of Edward Payne, praying compensation for his having voluntarily cut and cleared a road from the head of the Cayuga lake, to the mouth of the Owego branch of the river *Susquehannah*, was read, and referred to Mr. Berry, Mr. Cannon and Mr. Clark.

A petition of John Campbell, of the city of New-York, praying a loan of fifteen hundred pounds, to enable him to carry on more extensively a manufactory of pan-tiles, was read, and referred to Mr. M. Smith, Mr. Van Cortlandt and Mr. Tallmadge.

A petition of Alexander Whaley, of Kings county, praying to be indemnified for the purchase money and the costs of suit in his defence, for a certain parcel of meadow land purchased from commissioners for the State, of the possession whereof he has been ousted by a title paramount, was read, and referred to the Attorney General to report thereon.

A petition of Thomas Morrell, of Schenectady, praying payment for flour, wheat and peas, supplied for the use of the army in the time of the late war, was read, and referred to Mr. Nicoll, Mr. Knickerbacker and Mr. Hitchcock.



A petition of Peter Mesier, praying an allowance for a dwelling-house and store-house at Peek's Kill, destroyed by the enemy in the time of the late war, on account of public stores of the United States therein contained, was read, and referred to Mr. Brown, Mr. Bloom and Mr. Birdfall.

A petition of William M'Carthy, praying to be naturalized, was read, and committed to a committee of the whole house, on the bill to enable the persons therein named, to purchase and hold real estates.

A petition of Elijah Hunter, praying a grant of land under the water in the river *Hudson*, opposite to Sing-Sing Kill, was read, and referred to Mr. Purdy, Mr. Will and Mr. Scudder.

A copy of a resolution of the Honorable the Senate, delivered by Mr. Williams and Mr. Savage, was read, and is in the words following, viz.

" *Resolved*, (if the Honorable the Assembly concur herein) That a joint committee of both houses of the legislature be appointed, for the purpose of devising such arrangements, relative to the funded debt of the United States, belonging to this State, as shall tend to secure to the State, the greatest possible, but permanent annual revenue; and in case of such concurrence, that Mr. Schuyler, Mr. Gelston, Mr. Tillotson and Mr. Williams, be of the said committee, on the part of the Senate."

*Resolved*, That this house do concur with the Honorable the Senate in the preceding resolution; and that Mr. M. Smith, Mr. Lewis, Mr. Ford, Mr. Lush, Mr. Smith of Suffolk county, Mr. Foote and Mr. Talbot, be of the said committee on the part of this house.

*Ordered*, That Mr. Clark and Mr. Conger deliver a copy of the last preceding resolution of concurrence, to the Honorable the Senate.

Mr. Hoffman, from the committee to whom was referred the petition of the supervisors of Richmond county, praying a law to enable them to raise three hundred pounds, for building a court-house in the said county, reported, that the prayer of the petition ought to be granted; that the committee have prepared a bill for that purpose, and directed him to move for leave to bring in the same.

*Ordered*, That leave be given accordingly.

Mr. Hoffman, according to leave, brought in the said bill, entitled, *An act for building a court house in Richmond county*, which was read the first time, and ordered a second reading.

Mr. M. Smith, from the committee who reported on the memorial of the Treasurer of this State, according to order, brought in a bill entitled, *An act to direct the Treasurer in issuing certificates for military services*, which was read the first time, and ordered a second reading.

Mr. W. S. Livingston, from the committee to whom was referred the petition of Theophilus Beekman, praying a law to enable Beriah Palmer, the survivor of the commissioners for dividing one thirteenth part of *Kayaderosferes*, to execute to the petitioner a release for one thousand acres of land, in lieu of such a release which is lost, reported, that it is the opinion of the committee, that the prayer of the petitioner ought to be granted; that the committee have prepared a bill for that purpose, and directed him to move for leave to bring in the same.

*Ordered*, That leave be given accordingly.

Mr. W. S. Livingston, according to leave brought in the said bill, entitled *An act, to empower Beriah Palmer, to convey to Theophilus Beekman, the tract of land therein mentioned*, which was read the first time, and ordered a second reading.

Mr. W. S. Livingston, from the committee to whom was referred the petition of James Munnell, praying an allowance for losses sustained by bills of credit commonly called new emission money, reported, that the committee have carefully examined the manner in which the petitioner's account was audited, and that in their opinion there is due to the petitioner a balance of one hundred pounds and nine shillings, which ought to be paid with interest, from the fourteenth day of July, one thousand seven hundred and eighty five.

*Ordered*, That the said report be committed to a committee of the whole house, on the bill now before the house, relative to accounts and claims against this State.

Mr. Lush, from the committee appointed on the 16th instant, to bring in a bill pursuant to the report of the committee on the several petitions of William Cooper,



Henry Oothoudt and others, relative to roads, brought in the said bill, entitled, *An act for laying out, repairing and improving certain public roads and highways within this State*, which was read the first time, and ordered a second reading.

Mr. Sickels, from the committee to whom was referred the petition of John Van Rensselaer, of Lansingburgh, praying the interposition of the legislature in a suit against him by the Treasurer of this State, for not completing the settlement of his account for certificates received for the pay of the militia of his regiment, reported, that they have applied to the Treasurer, have obtained a state of his demand against the petitioner, and are of opinion, that he ought to be credited for all such Sums as he has paid to the militia, for which he shall produce receipts or affidavits; and that the committee have leave to bring in a bill for that purpose, and directing the Treasurer to stay proceedings in the said suit for one year.

*Ordered*, That leave be given to bring in such bill.

Mr. Sickels, according to leave, brought in the said bill, entitled, *An act for the relief of John Van Rensselaer*, which was read the first time, and ordered a second reading.

Mr. Sickels, from the committee consisting of the members of this house from Rensselaer county, to whom was referred the petition of sundry inhabitants of Schactecoke and Pitts Town, relative to the line of division between the said towns, reported, that it is the opinion of the committee, that the present line of division of the said towns is very improper and inconvenient; that the committee are of opinion, that a clause be inserted in some proper bill, for effecting a more suitable and convenient division of the said towns.

*Resolved*, That the house do concur with the committee in the said report; and

*Ordered*, That the committee to whom the said petition was referred, do prepare and bring in such clause.

Mr. Graham, from the committee to whom was referred the petition of Isaac Van Wart, praying a balance of a gratuity allowed to him by a clause in a statute passed 7th October, 1780, reported, that the petitioner was entitled to locate lands to the value of five hundred pounds; that he located to the value of four hundred and twenty two pounds; that a balance of seventy eight pounds of the said gratuity remains unsatisfied; that the law granting him the said gratuity is repealed, and that it is the opinion of the committee, that a clause should be inserted in some bill, to enable the petitioner to locate the residue of the said gratuity.

*Resolved*, That the house do concur with the committee in the said report; and

*Ordered*, That the same committee do prepare and bring in such clause.

*Ordered*, That the committee, who on the 15th instant, reported on the petition of Abner Osborn, do prepare and bring in a bill to carry the said report into effect.

Mr. Sickles, from the committee of the whole house, on the bill entitled *An act to regulate the practice of physic and surgery within the city and county of New-York*, reported, that the committee have gone through the bill, and made amendments, which he was directed to report to the house; and he read the report in his place, and delivered the bill and amendments in at the table, where the same were again read, and agreed to by the house.

*Ordered*, That the bill and amendments be engrossed.

Mr. Lindsley, from the committee to whom was referred the petition of John Harris and James Bennet, praying a provision by law, for their keeping a regular ferry at the Cayuga Lake, reported, that it is the opinion of the committee, the prayer of the petitioners ought to be granted; that the committee have prepared a bill for that purpose, and directed him to move for leave to bring in the same.

*Ordered*, That leave be given accordingly.

Mr. Lindsley, according to leave brought in the said bill, entitled *An act to enable John Harris and James Bennet, to purchase or lease certain lands therein mentioned, of the Cayuga tribe of Indians*, which was read the first time, and ordered a second reading.

Mr. Barker, from the committee of the whole house, on the bill entitled, *An act concerning the partition of certain lands devised by Robert Livingston, Esquire, deceased, to his daughters*, reported, that the committee had gone through the bill without amendment, which he was directed to report the house; and he read the report in his place, and



delivered the bill in at the table, where the same was again read, and agreed to by the house.

*Ordered*, That the bill be engrossed.

Then the house adjourned, until ten of the clock to morrow morning.

THURSDAY, 10 o'Clock A. M. March 1st, 1792.

The bill entitled, *An act to direct the treasurer in issuing certificates for military services*, the bill entitled, *An act to empower Beriah Palmer to convey to Theophilus Beekman, the land therein mentioned*, the bill entitled, *An act for laying out repairing and improving, certain public roads and highways within this State*, the bill entitled, *An act for the relief of John Van Rensselaer*, the bill entitled, *An act for building a court house in Richmond county*, and the bill entitled, *An act to enable John Harris and James Bennet, to purchase or lease certain lands therein mentioned, of the Cayuga tribe of Indians*, were respectively read a second time, and committed to a committee of the whole house.

The engrossed bill, entitled *An act to regulate the practice of physic and surgery within the city and county of New-York*, was read the third time.

*Resolved*, That the bill do pass.

The engrossed bill, entitled *An act concerning the partition of certain lands devised by Robert Livingston, Esquire, deceased, to his daughters*, was read the third time.

*Resolved*, That the bill do pass.

*Ordered*, That Mr. Foote and Mr. Hitchcock, deliver the two last mentioned bills to the Honorable the Senate, and request their concurrence to the same respectively.

Mr. Talbot, from the committee to whom was referred the petition of Asa Kellogg, Lewis Rogers, Isaac Youngs and others, inhabitants of Saratoga county, suggesting an uncertainty in the law ascertaining the South bounds of the county, reported, that it is the opinion of the committee, that the act for dividing Ball's Town, has sufficiently explained the lines between Albany and Saratoga counties, and therefore that no further legislative interference is necessary.

*Resolved*, That the house do concur with the committee in the said report.

Mr. Hoffman, from the committee of the whole house, on the bill entitled, *An act for annexing the towns of Cambridge and Easton in the county of Washington, to the county of Rensselaer*, reported, that after the bill had been read in the committee, the first enacting clause was again read, in the words following, viz.

"Be it enacted by the people of the State of New-York, represented in Senate and Assembly, that the towns of Cambridge and Easton in the county of Washington, shall be, and are hereby annexed to, and shall be hereafter considered as part of the county of Rensselaer, any law to the contrary thereof in any wise notwithstanding."

That the said clause having been read and considered, and debates had thereon, Mr. Lawrence made a motion for a resolution of the committee, that the bill be rejected.

That the question having been put on the motion of Mr. Lawrence, it passed in the negative, in the manner following, viz.

*For the N E G A T I V E.*

Mr. Barker,  
Mr. Berry,  
Mr. Bloom,  
Mr. Brown,  
Mr. Cannon,  
Mr. Clowes,  
Mr. Coffin,  
Mr. J. A. Fonda,

Mr. D. Fonda,  
Mr. Foote,  
Mr. Ford,  
Mr. Haight,  
Mr. Hitchcock,  
Mr. Knickerbacker,  
Mr. Lindley,  
Mr. W. S. Livingston,

Mr. Lush,  
Mr. Mitchell,  
Mr. Myers,  
Mr. Nicoll,  
Mr. North,  
Mr. Schermerhorn,  
Mr. Sickels,  
Mr. W. P. Smith,

*Mr. Speaker*,  
Mr. Talbot,  
Mr. Ten Broeck,  
Mr. Tompkins,  
Mr. Vail,  
Mr. Will,  
Mr. Wylley.

*For the A F F I R M A T I V E.*

Mr. Birdfall,  
Mr. Clark,  
Mr. Conger,  
Mr. Converse,  
Mr. Cornwell,  
Mr. Doughty,

Mr. Fitch,  
Mr. Hasbrouck,  
Mr. Havens,  
Mr. Hopkins,  
Mr. Lawrence,  
Mr. Lewis,

Mr. Marvin,  
Mr. McCarty,  
Mr. McMaster,  
Mr. Patterson,  
Mr. Purdy,

Mr. Savage,  
Mr. Scudder,  
Mr. M. Smith,  
Mr. Smith of Suffolk,  
Mr. Tallmadge.

That Mr. Lewis then made a motion, that the words *Cambridge and*, in the said clause should be obliterated.

That the question having been put on the motion of Mr. Lewis, it passed in the negative, in the manner following, viz.



*For the NEGATIVE.*

Mr Barker,  
Mr Berry,  
Mr Bloom,  
Mr Brown,  
Mr Cannon,  
Mr Clowes,  
Mr Coffin,  
Mr J. A. Fonda,  
Mr D. Fonda,

Mr Foote,  
Mr Ford,  
Mr Graham,  
Mr Haight,  
Mr Havens,  
Mr Hitchcock,  
Mr Knickerbacker,  
Mr Lindley,  
Mr W. S. Livingston,

Mr Lush,  
Mr Mitchell,  
Mr Myers,  
Mr Nicoll,  
Mr North,  
Mr Schermerhorn,  
Mr Sickels,  
Mr Smith of Suffolk,

*Mr. Speaker,*  
Mr Talbot,  
Mr Tallmadge,  
Mr Ten Broeck,  
Mr. Tompkins,  
Mr Vail,  
Mr Will,  
Mr Wylley,

*For the AFFIRMATIVE.*

Mr Birdfall,  
Mr Clark,  
Mr Conger,  
Mr Converse,

Mr Cornwell,  
Mr Fitch,  
Mr Hopkins,  
Mr Lewis,

Mr Marvin,  
Mr M'Carty,  
Mr M'Master,  
Mr Patterfon,

Mr Savage,  
Mr Scudder.

That Mr. Hopkins then made a motion, that from and after the words *Senate and Assembly*, to the end of the clause should be obliterated, and the following inserted in its stead, viz.

“ That a line drawn from a point on the river *Hudson*, six miles from the south bounds of the town of Easton, and parallel to the south bounds of Easton and Cambridge, to the eastern boundary of this State, shall be the south bounds of Washington county.”

That the question having been put, whether the committee did agree to the amendment proposed by the motion of Mr. Hopkins, it passed in the negative, in the manner following, viz.

*For the NEGATIVE.*

Mr. Barker,  
Mr Berry,  
Mr. Brown,  
Mr. Cannon,  
Mr. Clowes,  
Mr. Coffin,  
Mr. Conger,  
Mr. Converse,  
Mr. J. A. Fonda,  
Mr. D. Fonda,

Mr. Foote,  
Mr. Ford,  
Mr. Hafbrouck,  
Mr. Havens,  
Mr. Hitchcock,  
Mr. Knickerbacker,  
Mr. Lewis,  
Mr. Lindley,  
Mr. W. S. Livingston,

Mr. Lush,  
Mr. Marvin,  
Mr. Mitchell,  
Mr. Myers,  
Mr. Nicoll,  
Mr. North,  
Mr. Schermerhorn,  
Mr. Sickels,  
Mr. Smith of Suffolk,

Mr. W. P. Smith,  
*Mr. Speaker,*  
Mr. Talbot,  
Mr. Tallmadge,  
Mr. Ten Broeck,  
Mr. Tompkins,  
Mr. Vail,  
Mr. Will,  
Mr. Wylley,

*For the AFFIRMATIVE.*

Mr. Birdfall,  
Mr. Converse,  
Mr. Fitch,

Mr. Graham,  
Mr. Hopkins,

Mr. M'Master,  
Mr. Patterfon,

Mr. Savage,  
Mr. Scudder.

That the committee had gone through the bill, made amendments and added a clause, which he was directed to report to the house; and heread the report in his place, and delivered the bill, amendments and clause in at the table, where the same were again read, and agreed to by the house.

*Ordered,* That the bill, amendments and clause be engrossed.

Mr. W. S. Livingston, moved for leave to bring in a bill, for the preservation of Sheep.

By unanimous consent, ordered that leave be given accordingly.

Mr. W. S. Livingston according to leave, brought in the said bill, entitled *An act for the preservation of Sheep*, which was read the first time, and ordered a second reading.

Mr. M. Smith, from the committee who reported on the petition of Nathaniel Wattles and Medad Hunt, according to order brought in a bill to carry the said report into effect, entitled *An act for the relief of Nathaniel Wattles and Medad Hunt*, which was read the first time, and ordered a second reading.

Mr. Barker, from the committee of the whole house, on the bill entitled, *An act providing an additional term in the courts of common pleas and general sessions of the peace, in Otsego and Herkemer counties*, reported, that after the said bill had been read in the committee, and debates had thereon, Mr. Ford made a motion for a resolution, that it was the opinion of the committee, that the said bill should be rejected; and that the question having been put on the motion of Mr. Ford, it was carried in the affirmative.

Mr. Barker read the report in his place, and delivered the same with the bill in at the table, where the report was again read, and agreed to by the house. Thereupon *Resolved*, That the said bill be rejected.

Then the house adjourned, until ten of the clock to morrow morning.

FRIDAY, 10 O'CLOCK A. M. March 2d, 1792.

The engrossed bill, entitled, *An act for annexing the towns of Cambridge and Easton, in the county of Washington, to the county of Rensselaer*, was read the third time.



Mr. Speaker put the question, whether the bill shall pass, and it was carried in the affirmative, in the manner following, viz:

*For the AFFIRMATIVE,*

Mr Akin,  
Mr Barker,  
Mr Bloom,  
Mr Brown,  
Mr Clowes,  
Mr Coffin,  
Mr D. Fonda,

Mr Foote,  
Mr Ford,  
Mr Haight,  
Mr Hitchcock,  
Mr Hogeboom,  
Mr Knickerbacker,  
Mr Lindley,

Mr W. S. Livingston,  
Mr Lush,  
Mr Nicoll,  
Mr North,  
Mr Schermerhorn,  
Mr Sickels,  
Mr Talbot,

Mr Ten Broeck,  
Mr Tompkins,  
Mr Vail,  
Mr Will,  
Mr Wylley.

*For the NEGATIVE,*

Mr Birdfall,  
Mr Clark,  
Mr Conger,  
Mr Converse,  
Mr Cornwell,  
Mr Doughty,

Mr Frey,  
Mr Fitch,  
Mr Graham,  
Mr Hasbrouck,  
Mr Havens,  
Mr Hopkins,

Mr Lewis,  
Mr Marvin,  
Mr M'Carty,  
Mr M'Master,  
Mr Patterson,  
Mr Purdy,

Mr Savage,  
Mr Scudder,  
Mr Smith of Suffolk,  
Mr M. Smith,  
Mr Tallmadge.

Thereupon *Resolved*, That the bill do pass.

*Ordered*, That Mr. Tompkins and Mr. Frey deliver the bill to the Honorable the Senate, and request their concurrence.

The bill entitled, *An act for the preservation of sheep*, and the bill entitled, *An act for the relief of Nathaniel Wattels and Medad Hunt*, were respectively read a second time, and committed to a committee of the whole house.

Mr. Lewis, pursuant to notice by him given for that purpose yesterday, moved for leave to bring in a bill, entitled, *An act for the restoration of the forfeited property therein described*.

*Ordered*, That leave be given accordingly.

Mr. Lewis, according to leave, brought in the said bill, which was read the first time, and ordered a second reading.

Mr. Lewis, from the committee to whom was referred the petition of Robert Noxon and others, members of the Protestant Episcopal Church in Poughkeepsie, praying that the stile of their former incorporation may by law be changed, reported, that it is the opinion of the committee, that the prayer of the petitioners ought to be granted; that the committee have prepared a bill for that purpose, and directed him to move for leave to bring in the same.

*Ordered*, That leave be given accordingly.

Mr. Lewis, according to leave, brought in the said bill, entitled, *An act to enable the corporation of the Rector and inhabitants of Poughkeepsie, in Dutchess county, in communion of the Church of England, as by law established, to assume the name therein mentioned*, which was read the first time, and ordered a second reading.

Mr. Scudder, pursuant to notice by him given for that purpose yesterday, moved for leave to bring in a bill entitled, *An act for altering the limits of the town of Huntington, in Suffolk county*.

*Ordered*, That leave be given accordingly.

Mr. Scudder, according to leave, brought in the said bill, which was read the first time, and ordered a second reading.

Mr. Hopkins, from the committee to whom was referred the petition of Adam Thum, of Montgomery county, praying payment for himself as a sergeant, and for fundry privates employed with him in partizan military services in the year 1779 and 1780, reported, that it is the opinion of the committee, that the said Adam Thum, and the other persons mentioned in his petition and pay roll, have no proper claim against this State, but that their claim, if duly authenticated, may be a just claim against the United States.

*Resolved*, That the house do concur with the committee in the said report,

Mr. Bloom, from the committee to whom was referred the petition of Aaron Lyon, of Dutchess county, praying payment for services performed, and losses sustained, by John Spaulding, for the United States, reported, that it is the opinion of the committee, that the accounts exhibited for services done, and the certificates and papers accompanying the same, appear to be just charges against the United States, but not against this State.

*Resolved*, That the house do concur with the committee in the said report.

A message from the Honorable the Senate, delivered by Mr. Savage and Mr. Webster, with the bill therein mentioned, was read, that the Senate have concurred in the



amendments to the bill entitled, *An act for the relief of such towns as have, or hereafter shall support certain persons manumitted by the State*, and have amended the bill accordingly.

The amended bill having been examined,

*Ordered*, That Mr. Birdfall and Mr. Hogeboom return the bill to the Honorable the Senate.

A message from the Honorable the Senate, delivered by Mr. Webster and Mr. Savage, with the bill therein mentioned, was read, that the Senate have passed the bill, entitled, *An act for dividing the town of Ball's Town, in the county of Saratoga, into four towns*, with the amendments therewith delivered.

The bill and amendments were read; and the amendments being severally read a second time, were respectively concurred in by the house, and the bill amended accordingly.

*Ordered*, That Mr. Berry and Mr. Mitchell deliver the bill to the Honorable the Senate, and inform them, that this house have concurred in the amendments, and have amended the bill accordingly.

A copy of a resolution of the Honorable the Senate, delivered by Mr. Savage and Mr. Webster, was read, concurring with this house in their resolution of the 27th ult. on the petition of Benjamin Moore, Thomas Ellison and Richard Harison.

A copy of a resolution of the Honorable the Senate, delivered by Mr. Savage and Mr. Webster, with the bill therein mentioned, was read, that the Senate do adhere to their amendments to the bill entitled, *An act to explain and amend an act, entitled, "An act concerning the courts of common pleas and general sessions of the peace,"* Thereupon

The first enacting clause of the bill was again read, and is in the words following; viz.

"Be it enacted by the people of the State of New-York, represented in Senate and Assembly, and it is hereby enacted by the authority of the same, That each and every day of the said terms, or sittings of the respective courts of common pleas, in this State, and of the Mayors courts of the cities of New-York, Albany, and Hudson, (except Sunday) shall and may be a return and test day, for all the process issuing out of and returnable in the said courts respectively."

The first amendment was again read, whereby it is proposed to obliterate the said clause from the words *Senate and Assembly* to the end of the clause, and instead thereof to insert as follows:

"That writs and process may be issued out of the respective courts of common pleas in this State, and out of the respective mayors courts in the cities of New York, Albany and Hudson, at any time during the terms or sittings of the said courts respectively; and that all writs and process issuing out of either of the said courts, during the term or sitting of the same court, shall be tested on the day the same writ or process issues, and be made returnable at the then next term of the same court."

The said first enacting clause, and the amendment proposed thereto by the Honorable the Senate, having been read and considered, and debates had thereon, Mr. Ford made a motion that the house would recede from their resolution of non-concurrence, and concur with the Honorable the Senate in that amendment.

The question being put on the motion of Mr. Ford, it passed in the negative, in the manner following, viz.

*For the* N E G A T I V E.

Mr Akin,  
Mr Barker,  
Mr Berry,  
Mr Brown,  
Mr Cannon,  
Mr Clark,  
Mr Coffin,  
Mr Conger,  
Mr Converse,

Mr J. A. Fonda,  
Mr D. Fonda,  
Mr Frey,  
Mr Fitch,  
Mr Graham,  
Mr Haight,  
Mr Hoffman,  
Mr Hopkins,  
Mr Lewis,

Mr Lindley,  
Mr W. S. Livingston,  
Mr Lush,  
Mr McCarty,  
Mr M Master,  
Mr Mitchell,  
Mr Myers,  
Mr Palmer,

Mr Ryerfs,  
Mr Sickels,  
Mr W. P. Smith,  
Mr Talbot,  
Mr Tallmadge,  
Mr Tompkins,  
Mr Vail,  
Mr Will.

*For the* A F F I R M A T I V E.

Mr Birdfall,  
Mr Bloom,  
Mr Clowes,  
Mr Cornwell,  
Mr Doughry,

Mr Ford,  
Mr Hasbrouck,  
Mr Havens,  
Mr Hitchcock,

Mr Knickerbacker,  
Mr Marvin,  
Mr Nicoll,  
Mr Patterfon,

Mr Purdy,  
Mr Schermerhorn,  
Mr Smith of Suffolk,  
Mr M. Smith.

Thereupon *Resolved*, That a conference be held with the Honorable the Senate, on their amendments to the bill entitled, *An act to explain and amend an act, entitled, "An*



*act concerning the courts of common pleas and general sessions of the peace,"* on Tuesday next, at eleven of the clock in the forenoon, at such place as the Honorable the Senate shall be pleased to appoint.

The house then proceeded by ballot to choose a committee of three members to manage the said conference on the part of this house; and Mr. Lush, Mr. Hoffman, and Mr. W. S. Livingston, were duly chosen for that purpose.

Thereupon *Resolved*, That this house will on Tuesday next, at eleven of the clock, meet the Honorable the Senate at such place as they shall appoint, to hold a conference on their amendments proposed to the said bill, and that Mr. Lush, Mr. Hoffman and Mr. W. S. Livingston, be a committee to manage the said conference on the part of this house.

*Ordered*, That Mr. Havens and Mr. Clowes deliver a copy of the preceding resolutions to the Honorable the Senate.

A message from the Honorable the Senate, delivered by Mr. Mischeau and Mr. Pye, with the bill and amendments therein mentioned, was read, that the Senate have passed the bill, entitled, *An act further to continue and amend the act for the appointment of an auditor, and the settlement of the public accounts of this State*, with the amendments therewith delivered.

The bill and amendments were read, and the amendments being severally read a second time, were respectively concurred in by the house, and the bill amended accordingly.

*Ordered*, That Mr. Havens and Mr. Clowes deliver the bill to the Honorable the Senate, and inform them, that this house have concurred in the amendments, and have amended the bill accordingly.

Mr. Talbot, from the committee to whom was referred the petition of Jane Croffet, the widow of James Croffet, a soldier slain in battle under the command of Col. Willet, in the time of the late war, and praying a like allowance for support as has been usual in such cases, reported, that the prayer of the petitioner ought to be granted, and that he was directed by the committee to move for leave to bring in a bill for that purpose.

*Ordered*, That leave be given accordingly.

Mr. Talbot, according to leave, brought in the said bill, entitled, *An act for the relief of Jane Croffet*, which was read the first time, and ordered a second reading.

Mr. W. S. Livingston, from the committee of the whole house, on the bill entitled, *An act for loaning monies belonging to this State*, reported, that the committee have made progress in the bill, and have directed him to move for leave to sit again.

*Ordered*, That the said committee have leave to sit again.

A message from the Honorable the Council of Revision, delivered by the Honorable Mr. Chief Justice Yates, was read, "that it does not appear improper to the Council, that the bill entitled, *An act to stay proceedings on an information in the supreme court, against George Palmer*, should become a law of this State."

A message from the Honorable the Council of Revision, transmitted to this house by the Honorable the Senate, was read, "that it does not appear improper to the Council, that the bill entitled, *An act for the relief of such towns as have, or hereafter shall support certain persons manumitted by the State*, should become a law of this State."

Then the house adjourned, until ten of the clock to morrow morning.

SATURDAY, 10 O'CLOCK A. M. March 3d, 1792.

The bill entitled, *An act for the restoration of the forfeited property therein described*, the bill entitled, *An act to enable the rector and inhabitants of Poughkeepsie, in Dutchess county, in communion of the Church of England as by law established, to assume the name therein mentioned*, the bill entitled, *An act for altering the limits of the town of Huntington in Suffolk county*, and the bill entitled, *An act for the relief of Jane Croffet*, were respectively read a second time, and committed to a committee of the whole house.

A petition of Frederick Fisher, Jacob G. Klock, Abraham Van Horn, John Winn and others, inhabitants of Montgomery county, praying a law that the expence of repairing the roads in the said county, may be borne by a tax, was read and referred to the members of this house from the said county.

A petition of Elisha Camp, Medad Hunt and others, praying the legislature that a bridge may be erected over Katts Kill, and that a bridge may be erected over Schoharie Kill, at the expence of this State.



A petition of Hermanus Schuyler, Jacob Glen and others, and a petition of Abraham Wing, Patrick M'Davitt and others, freeholders and inhabitants of Washington and Saratoga counties, praying that a bridge may be erected over the river *Hudson* at Glen's Falls, were respectively read, and committed to a committee of the whole house, on the bill entitled *An act for laying out, repairing and improving certain public roads and highways within this State*.

A petition of Benjamin Birdfall, on behalf of himself and his associates, commonly called the Genesee company, praying a gratuity in lands, equal to ten miles square, for having surrendered to the people of this State, the leases they had obtained of the Indians for lands, was read, and referred to Mr. Barker, Mr. Hoffman and Mr. Brown.

A petition of John W. Watkins, Royal Flint, James Watson and Jonathan Lawrence, praying fundry legislative provisions as to lands by them purchased of the commissioners of the land office, was read, and referred to the commissioners of the land office, to report thereon.

A petition of John T. Visscher, relative to a judgment obtained against him for a quantity of Tea sold in the year 1776, by order of the committee at Albany, was read, and referred to Mr. Lush, Mr. Frey and Mr. Myers.

A petition of Philip Kelch, late a private in a regiment of the troops of the line of this State, commanded by Col. Van Schaick, in the service of the United States, setting forth, that when on duty on the 23d July, 1779, he was taken a prisoner by the enemy, and so detained until the peace, and praying for his pay, was read, and referred to Mr. Myers, Mr. Cannon and Mr. Fitch.

A petition of a number of the inhabitants of the settlements called Schoharie, Coblus-Kill and Dorlach, in Montgomery and Otsego counties, praying for the erection of a new county, to contain about thirty miles square, was read, and referred to Mr. Tompkins, Mr. M'Carty, Mr. Foote, Mr. Ford and Mr. Talbot.

Mr. M. Smith, pursuant to notice by him yesterday given for that purpose, moved for leave to bring in a bill, entitled, *An act for laying a duty on public securities and stock sold at auction*.

*Ordered*, That leave be given accordingly.

Mr. M. Smith, according to leave, brought in the said bill, which was read the first time, and ordered a second reading.

Mr. Graham, from the committee who reported on the petition of Abner Osborn, according to order, brought in a bill entitled, *An act to vest in the people of this State, certain lands heretofore by mistake conveyed by the commissioners of forfeitures for the middle district, and for the relief of Isaac Van Wart*, which was read the first time, and ordered a second reading.

Mr. Fitch, from the committee to whom was referred the petition of William Macclure, Samuel Church and others, praying aid of the legislature to open and make a road from the end of the Pennsylvania road, at the State line, to Hezekiah Stowell's, in Clinton town; the petition of William Macclure and others, praying aid of the legislature to open and make a road from Kookhouse, to the east branch of the river *Delaware*, on a direction to Kingston, in Ulster county; and two copies of a petition of Hezekiah Stowell and others, praying aid of the legislature to open and make a road nine or ten miles on the north or east side of the river *Susquehanna* to the Catts-Kill road, reported, that it is the opinion of the committee, that the prayer of the petitioners respectively ought to be granted; and that clauses should be inserted in some proper bill for that purpose.

*Ordered*, That the said report be committed to a committee of the whole house, on the bill entitled, *An act for laying out, repairing, and improving certain public roads and highways, within this State*.

Mr. Fitch, from the committee to whom was referred the petition of William Macclure, John Bixly and others, praying that the county of Tioga may be divided into two counties, reported, that the committee have duly considered the situation and circumstances of the said county, and are of opinion that the prayer of the petitioners ought not to be granted.

*Resolved*, That the house do concur with the committee in the said report.



Mr. Will, from the committee to whom was referred the petition of John Thomson, praying payment for sundry articles of furniture, alledged to have been removed from New Rochelle, by order of Col. Van Rensselaer, in the time of the late war, and afterwards sold by order of certain commissioners appointed by the then Convention, reported, that the facts stated in the petition appear to the committee to be true; that the committee cannot ascertain the amount received for the petitioners property, the committee in Westchester having blended and sold the petitioners property with other property, and accounted for the whole, as is alledged in one general account.

That the committee are, however, of opinion, that the charge made by the petitioner is reasonable, that his prayer ought to be granted, and a clause for that purpose inserted in some proper bill.

*Resolved*, That the house do concur with the committee in the said report.

Mr. Haight, from the committee to whom was referred the petition of Thomas Lennington, praying a grant of bounty lands for military services, reported, that it is the opinion of the committee, that the prayer of the petitioner ought to be granted, and a clause added to some proper bill for that purpose.

*Ordered*, That the said report be committed to a committee of the whole house, on the bill for granting letters patent to several persons therein named.

Mr. Ford, from the committee to whom was referred the petition of Michael Connolly, praying a compensation for his trouble in assisting to a distribution of the lands granted to the troops of the late line of this State, in the army of the United States, reported, that it is the opinion of the committee, that the prayer of the petitioner ought to be granted, and that a clause should be inserted in some proper bill for that purpose.

*Ordered*, That the said report be committed to a committee of the whole house, on the bill relative to claims against this State.

Mr. M'Carty, from the committee to whom was referred the petition of Wheeler Douglass, praying a provision by law that he may obtain grants of land for the services of soldiers by him procured to serve in the levies raised in this State, in the place and stead of others who had deserted, reported, that it is the opinion of the committee, that the prayer of the petitioner ought to be granted, and that a clause for that purpose should be inserted in some proper bill.

*Ordered*, That the said report be committed to a committee of the whole house, on the bill for granting letters patent to several persons therein named.

Mr. Brown, from the committee to whom was referred the petition of Bas Chard, Samuel Hatch and others, by Mathew Scott their agent, praying to be authorized to locate other lands in lieu of Isle La Mott, reported, that it is the opinion of the committee, that the prayer of the petitioners ought to be granted.

*Ordered*, That the said report be committed to a committee of the whole house on the bill last mentioned.

Mr. Barker, from the committee of the whole house, on the bill entitled, *An act to enable the commissioners of the land office to direct letters patent to be prepared for granting certain lands in fee simple, to certain persons therein mentioned*, reported, that the committee had gone through the bill, made amendments, added several clauses, and altered the title; that the altered title is, *An act to enable the commissioners of the land-office to direct letters patent to be granted to certain persons for the quantities of land therein mentioned*, which he was directed to report to the house; and he read the report in his place, and delivered the bill, amendments and clauses, in at the table, where the same were again read, and agreed to by the house.

*Ordered*, That the bill, amendments and clauses, be engrossed.

Mr. Barker, from the committee of the whole house, on the bill entitled, *An act for the relief of Elnathan Fitch*, reported, that the committee had gone through the bill, made amendments by adding a clause, and adding to the title, the words, *and Jonathan Fitch*, which he was directed to report to the house; and he read the report in his place, and delivered the bill, amendments and clause, in at the table, where the same were again read, and agreed to by the house.

*Ordered*, That the amendments and clause be engrossed.

Mr. Barker, from the committee of the whole house, on the bill entitled, *An act for the relief of Abraham Lott*, reported, that the committee had gone through the bill



without amendment, which he was directed to report to the house; and he read the report in his place, and delivered the bill in at the table, where the same was again read, and agreed to by the house.

*Ordered*, That the bill be engrossed.

Mr. Barker, from the committee of the whole house, on the bill entitled, *An act to divide the town of Southold, in Suffolk county*, reported, that the committee had gone through the bill without amendment, which he was directed to report to the house; and he read the report in his place, and delivered the bill in at the table, where the same was again read, and agreed to by the house.

*Ordered*, That the bill be engrossed.

Mr. Hopkins, from the committee of the whole house, on the bill entitled, *An act to repeal part of the fourth section of the act entitled, "An act to reduce the laws concerning costs into one statute,"* reported, that the committee had gone through the bill without amendment, which he was directed to report to the house; and he read the report in his place, and delivered the same, with the bill, in at the table, where the bill was again read, and agreed to by the house.

*Ordered*, That the bill be engrossed.

Mr. Hopkins, from the committee of the whole house, on the bill entitled, *An act to amend an act, entitled, "An act to lay a duty of excise on strong liquors, and for the better regulating of inns and taverns,"* reported, that after the said bill had been read in the committee, and debates had thereon, Mr. Havens moved for a resolution of the committee, that the said bill should be rejected.

That the question having been put on the motion of Mr. Havens, it was carried in the affirmative.

That it was thereupon resolved, as the opinion of the committee, that the said bill should be rejected, which he was directed to report to the house; and he read the report in his place, and delivered the bill, with a copy of the said resolution, in at the table, where the resolution was again read, and agreed to by the house. Thereupon,

*Resolved*, That the said bill be rejected.

Mr. Hopkins, from the committee of the whole house, on the bill entitled *An act to amend the act, entitled "An act to take out of circulation the bills of credit emitted by law, and to emit others as a substitute,"* reported, that the committee had gone through the bill without amendment, which he was directed to report to the house; and he read the report in his place, and delivered the bill in at the table, where the same was again read, and agreed to by the house.

*Ordered*, That the bill be engrossed.

The Honorable the Senate returned by Mr. Van Cortlandt and Mr. Jones, the bill entitled *An act to divide the town of Ball's Town in the county of Saratoga, into four towns*, and the bill entitled *An act further to continue and amend the act for the appointment of an auditor, and the settlement of the public accounts of this State*.

*Ordered*, That Mr. Barker and Mr. Coe, deliver the two last mentioned bills, to the Honorable the Council of Revision.

A copy of a resolution of the Honorable the Senate, delivered by Mr. Van Cortlandt and Mr. Jones, was read, "That the Senate will meet this house on Tuesday next, at eleven of the clock in the forenoon, in the Assembly chamber, to hold a conference on the amendments proposed by the Senate, to the bill entitled *An act to explain and amend an act, entitled "An act concerning the courts of common pleas and general sessions of the peace,"* which were not concurred in by this house; and that Mr. Jones, Mr. L'Hommedieu and Mr. Livingston, be a committee to manage the said conference, on the part of the Senate."

A petition of George Trimble, praying to be indemnified for money recovered of him by law, for flour impressed in the time of the late war, and delivered for the use of the army, was read, and committed to a committee of the whole house, on the bill relative to claims against this State.

A petition of Bartholomew Fisher, Benjamin Hildreth and others, complaining that certain lots of ground in the fifth ward of the city of New-York, retain stagnated water which is a nuisance, and praying a law to compel the proprietors of the said lots, to raise them with earth, so as to remove the nuisance, was read, and referred to the members of this house from the city and county of New-York.

Then the house adjourned until Monday next, at ten of the clock in the forenoon.



MONDAY, 10 O'CLOCK A. M. March 5th, 1792.

The bill entitled *An act for laying a duty on public securities and stock sold at auction*, and the bill entitled, *An act to vest in the people of this State, certain lands heretofore by mistake conveyed by the commissioners of forfeitures for the middle district, and for the relief of Isaac Van Wart*, were respectively read a second time, and committed to a committee of the whole house.

The engrossed bill, entitled *An act to enable the commissioners of the land office, to direct letters patent to be granted to certain persons, for the quantities of land therein mentioned*, was read the third time.

*Resolved*, That the bill do pass.

The engrossed bill, entitled *An act for the relief of Abraham Lott*, was read the third time.

*Resolved*, That the bill do pass.

The engrossed bill, entitled *An act to divide the town of Southold in Suffolk county*, was read the third time.

*Resolved*, That the bill do pass.

The engrossed bill, entitled *An act to repeal part of the fourth section of the act, entitled An act to reduce the laws concerning costs into one statute*, was read the third time.

*Resolved*, That the bill do pass.

The engrossed bill, entitled, *An act to amend the act, entitled "An act to take out of circulation the bills of credit emitted by law, and to emit others as a substitute"*, was read the third time.

*Resolved*, That the bill do pass.

*Ordered*, That Mr. H. Livingston and Mr. Birdfall, deliver the five above mentioned bills to the Honorable the Senate, and request their concurrence to the same respectively.

The bill entitled, *An act for the relief of Elnathan Fitch*, with the engrossed amendments, were read the third time.

*Resolved*, That the bill and amendments do pass.

*Ordered*, That Mr. H. Livingston and Mr. Birdfall, deliver the bill and amendments to the Honorable the Senate, and inform them that this house have passed the bill, with the amendments therewith deliverd.

Mr. Ford, from the committee to whom was referred the petition, of Thomas Williams, on behalf of John Bay, praying to prolong the time for his obtaining letters patent for lands in Chemung, until he can obtain the necessary certificates from the Surveyor General, reported, that the petitioner having paid the purchase money into the Treasury in due time, the prayer of his petition ought to be granted; that the committee have prepared a bill for that purpose, and directed him to move for leave to bring in the same.

*Ordered*, That leave be given accordingly.

Mr. Ford, according to leave brought in the said bill, entitled *An act extending the time for granting lands in Chemung*, which was read the first time, and ordered a second reading.

Mr. W. S. Livingston, from the committee of the whole house, on the bill entitled, *An act for loaning monies belonging to this State*, reported, that the committee had gone through the bill and made amendments, which he was directed to report to the house; and he read the report in his place, and delivered the bill and amendments in at the table, where the same were again read, and agreed to by the house.

*Ordered*, That the amendments be engrossed.

Mr. Hoffman, from the committee of the whole house, on the bill entitled, *An act for the relief of persons having conscientious scruples against taking an oath*, reported, that after the said bill had been read in the committee, the first enacting clause was again read, in the words following, viz.

"Be it enacted by the People of the State of New-York, represented in Senate and Assembly, That all persons of the denomination of christians stiled Baptists, being members in full communion of any Baptist Church, and who have conscientious scruples against taking an oath, shall be permitted to take the affirmation allowed to be taken by the people called Quakers, in the form prescribed in and by the statute, enti-



led *An act that the solemn affirmation and declaration of the people called Quakers, shall be accepted instead of an oath.*"

That the said clause having been read, and debates had thereon, the question was put whether the committee did agree to the same, and that it was carried in the affirmative, in the manner following, viz.

*For the AFFIRMATIVE.*

Mr. Akin,	Mr. Cornwell,	Mr. Marvin,	Mr. W. P. Smith,
Mr. Birdfall,	Mr. Doughty,	Mr. Newman,	Mr. Talbot,
Mr. Bloom,	Mr. D. Fonda,	Mr. Patterson,	Mr. Tallmadge,
Mr. Brown,	Mr. Ford,	Mr. Savage,	Mr. Tompkins,
Mr. Clowes,	Mr. Fitch,	Mr. Smith of Suffolk,	Mr. Vail,
Mr. Coe,	Mr. Hasbrouck,	Mr. M. Smith,	Mr. Van Cortlandt,
Mr. Coffin,	Mr. Lawrence,	Mr. Smith of Orange,	Mr. Will,
Mr. Converse,	Mr. W. S. Livingston,		

*For the NEGATIVE.*

Mr. Barker,	Mr. Graham,	Mr. Lewis,	Mr. Myers,
Mr. Cannon,	Mr. Haight,	Mr. Lindley,	Mr. Nicoll,
Mr. Conger,	Mr. Havens,	Mr. H. Livingston,	Mr. North,
Mr. De Lamater,	Mr. Hitchcock,	Mr. Lush,	Mr. Ryerfs,
Mr. J. A. Fonda,	Mr. Hogeboom,	Mr. M'Carty,	Mr. Sickels,
Mr. Foote,	Mr. Hopkins,	Mr. M'Master,	Mr. Wylley,
Mr. Frey,	Mr. Knickerbacker,	Mr. Mitchell,	

That the committee had gone through the bill, made amendments and altered the title; that the altered title is, *An act for the relief of certain Baptists, having conscientious scruples against taking an oath*, which he was directed to report to the house; and he read the report in his place, and delivered the bill and amendments in at the table, where the same were again read, and agreed to by the house.

*Ordered*, That the bill and amendments be engrossed.

Then the house adjourned, until ten of the clock to morrow morning.

TUESDAY, 10 o'clock, A. M. March 6th, 1792.

The bill entitled, *An act extending the time for granting lands in Chemung*, was read a second time, and committed to a committee of the whole house.

A message from the Honorable the Senate, delivered by Mr. Jones and Mr. Van Nels, with the bill therein mentioned, was read, that the Senate have passed the bill, entitled, *An act to extend to the city of Albany, "An act for regulating the buildings, streets, wharves and slips, in the city of New-York,"* without amendment.

*Ordered*, That Mr. Lush and Mr. North deliver the bill to the Honorable the Council of Revision.

The Honorable the Senate, pursuant to the concurrent resolutions of both houses of the legislature, attended in the Assembly chamber, to hold a conference on the amendments of the Honorable the Senate, to the bill entitled, *An act to explain and amend an act, entitled, "An act concerning the courts of common pleas and general sessions of the peace,"* which were not concurred in by this house.

The bill and amendments, (of which the only material amendment is inserted in the journal of this house of the second instant) were read.

*Mr. Speaker*, with the house, attended the conference accordingly; and the conference being ended, the Senate withdrew.

Mr. Havens then made a motion for a resolution, that this house do recede from their non-concurrence to the amendments of the Honorable the Senate to the said bill.

The question being put on the motion of Mr. Havens, it passed in the negative, in the manner following, viz.

*For the NEGATIVE.*

Mr. Barker,	Mr. J. A. Fonda,	Mr. H. Livingston,	Mr. Sickels,
Mr. Berry,	Mr. Foote,	Mr. W. S. Livingston,	Mr. W. P. Smith,
Mr. Birdfall,	Mr. Frey,	Mr. Lush,	Mr. Talbot,
Mr. Brown,	Mr. Haight,	Mr. M'Master,	Mr. Tallmadge,
Mr. Cannon,	Mr. Hoffman,	Mr. Myers,	Mr. Tompkins,
Mr. Clark,	Mr. Hopkins,	Mr. Newman,	Mr. Vail,
Mr. Coffin,	Mr. Lewis,	Mr. North,	Mr. Van Cortlandt,
Mr. Converse,	Mr. Lindley,	Mr. Ryerfs,	Mr. Will,
Mr. De La Mater,			

*For the AFFIRMATIVE.*

Mr. Akin,	Mr. Ford,	Mr. Lawrence,	Mr. Savage,
Mr. Bloom,	Mr. Fitch,	Mr. Marvin,	Mr. Schermerhorn,
Mr. Clowes,	Mr. Graham,	Mr. M'Carty,	Mr. Smith of Suffolk,
Mr. Coe,	Mr. Hasbrouck,	Mr. Mitchell,	Mr. Smith of Orange,
Mr. Conger,	Mr. Havens,	Mr. Nicoll,	Mr. M. Smith,
Mr. Cornwell,	Mr. Hitchcock,	Mr. Patterson,	Mr. Ten Broeck,
Mr. Doughty,	Mr. Hogeboom,	Mr. Purdy,	Mr. Wylley,
Mr. D. Fonda,	Mr. Knickerbacker,		



Thereupon *Resolved*, That this house do adhere to their said bill.

*Ordered*, That Mr. Lawrence and Mr. Clowes deliver the bill, and a copy of the preceding resolution, to the Honorable the Senate.

The bill entitled, *An act for loaning monies belonging to this State*, with the engrossed amendments, were read the third time.

Mr. Ford made a motion, that a clause should be added to the said bill as an amendment and a rider, but to be considered as a part of the bill to be inserted between the twenty second and twenty third clauses, in the words following, viz.

“ And be it further enacted, by the authority aforesaid, That the said judges and supervisors shall be allowed eight shillings for each day they shall actually be employed in discharging the duties required of them by this act, to be paid to them respectively by the loan-officers, agreeable to such an account thereof as they shall produce, certified by the clerk of the supervisors of each of the said counties respectively.”

The question being put, whether the house did agree to the clause proposed by the motion of Mr. Ford, it was carried in the affirmative, in the manner following, viz.

*For the AFFIRMATIVE.*

Mr Akin,  
Mr Barker,  
Mr Berry,  
Mr Brown,  
Mr Cannon,  
Mr Clowes,  
Mr Conger,  
Mr Converse,  
Mr D. Fonda,  
Mr J. A. Fonda,

Mr Ford,  
Mr Frey,  
Mr Fitch,  
Mr Graham,  
Mr Hitchcock,  
Mr Hogeboom,  
Mr Hopkins,  
Mr Knickerbacker,  
Mr Lewis,  
Mr Lindfley,

Mr H. Livingston,  
Mr Lush,  
Mr Marvin,  
Mr M'Carty,  
Mr M'Master,  
Mr Mitchell,  
Mr Myers,  
Mr Nicoll,  
Mr Patterson,  
Mr Schermerhorn,

Mr Sickels,  
Mr J. Smith of Orange,  
Mr W. P. Smith,  
Mr Talbot,  
Mr Tallmadge,  
Mr Ten Broeck,  
Mr Vail,  
Mr Will,

*For the NEGATIVE.*

Mr Birdfall,  
Mr Bloom,  
Mr Clark,  
Mr Coe,  
Mr Coffin,  
Mr Cornwell,

Mr Doughty,  
Mr Foote,  
Mr Haight,  
Mr Hasbrouck,  
Mr Havens,  
Mr Hoffman,

Mr Lawrence,  
Mr W. S. Livingston,  
Mr Newman,  
Mr North,  
Mr Purdy,  
Mr Ryerfs,

Mr Savage,  
Mr Smith of Suffolk,  
Mr M. Smith,  
Mr Tompkins.

Mr. Speaker put the question, whether the bill and amendments shall pass; and it was carried in the affirmative. Thereupon

*Resolved*, That the bill and amendments do pass.

*Ordered*, That Mr. Talbot and Mr. Ryerfs deliver the bill and amendments to the Honorable the Senate, and inform them, that this house have passed the bill, with the amendments therewith delivered.

Then the house adjourned, until ten of the clock tomorrow morning.

WEDNESDAY, 10 o'clock A. M. March 7th, 1792.

A petition of the inhabitants of Lansingburgh, in Rensselaer county, relative to the place of building a court-house and gaol in the said county, was read, and committed to a committee of the whole house, on the bill now before the house, for building a court-house and gaol in the said county.

A petition of Henry Spencer, an insolvent debtor in gaol in Albany, was read, and referred to Mr. Purdy, Mr. Knickerbacker and Mr. Hopkins.

A petition of Elizabeth Leonard, setting forth that she purchased of the commissioners of forfeitures in the southern district certain lots of ground and buildings, paid part of the purchase money and mortgaged the premises, to a person who paid the residue of the purchase money for her; that the mortgaged premises have since been sold for payment of the monies by her taken on loan, and praying relief in the premises, was read, and referred to Mr. W. S. Livingston, Mr. M'Carty and Mr. Ryerfs.

A petition of Joseph Scott, Benjamin De Line and David Putman, of Caughnawaga, in Montgomery county, praying for payment while they were in captivity, in the time of the late war; a petition of Alvan Purdy, of West Chester county, praying payment for beef and hay supplied by his father, Abraham Purdy, for the use of the army in the time of the late war; a petition of Jeremiah Frazer, for pay as a soldier, while he was in captivity, in the time of the late war; and a petition of Benjamin Benedict, Job Rockwell and others, non-commissioned officers and privates, in Captain David Pardee's company of militia, praying payment for military services in the time of the late war, were respectively read, and committed to a committee of the whole



house, on the bill brought in pursuant to the report of the commissioners, and the report of the committee of the whole house thereon, relative to claims against this State.

A petition of William Cockburn, praying a preference of payment of his demand against the estate of John Weatherhead, out of such estate by him forfeited, as may be discovered by the petitioner, was read, and referred to Mr. Clark, Mr. Graham and Mr. Savage.

A petition of Elijah Bent, Judah Burton and others, praying aid of the legislature to erect a bridge over the Schoharie Kill, was read, and committed to a committee of the whole house, on the bill before the house relative to making and improving roads.

Mr. Ford moved for leave to bring in a bill to carry into effect, the report of the committee on the petition of Bais Chard, Samuel Hatch and others.

*Ordered*, That leave be given accordingly.

Mr. Ford, according to leave, brought in the said bill, entitled, *An act for the relief of Bais Chard, Samuel Hatch and others*, which was read the first time, and ordered a second reading.

Mr. M. Smith, from the committee to whom was referred the petition of John Campbell, praying a loan of *fifteen hundred* pounds, to enable him to carry on more extensively a manufactory of *pantiles*, reported, that it is the opinion of the committee, that the prayer of the petitioner ought to be granted, and that a clause for that purpose should be inserted in some proper bill.

*Ordered*, That the said report be committed to a committee of the whole house, on the bill for granting money to encourage a manufactory of glass wares.

Mr. Talbot, from the committee consisting of the members of Montgomery county, to whom was referred the petition of Frederick Fisher, Jacob G. Klock and others, inhabitants of Montgomery county, praying a law that the expence of repairing the roads in the said county may be borne by a tax, reported, that the prayer of the petitioners ought to be granted; and that the committee have directed him to move for leave to bring in a bill for that purpose.

*Ordered*, That leave be given accordingly.

Mr. Talbot, according to leave, brought in the said bill, entitled, *An act to extend the act, entitled, "An act for the better laying out, and keeping in repair, the public highways and private roads in the county of Westchester," to the county of Montgomery*, which was read the first time, and ordered a second reading.

Mr. Tompkins, from the committee to whom were referred the several petitions of Elisha Camp and others, of Charles W. Stockton and others, of Marcus Goodrich and others, and of the inhabitants of Schoharie, Cobles Kill and Dorlach, respectively praying the erection of a separate new county, reported, that the committee have enquired as to the situation of the petitioners; that from their circumstances, and from the different boundaries proposed by the several classes of petitioners for new counties intersecting and opposing each other, it is at present inexpedient to grant the prayer of either of the said classes of petitioners.

*Resolved*, That the house do concur with the committee in their report.

Mr. Attorney General, to whom was referred the petition of Alexander Whaley, of Kings county, praying to be indemnified for the purchase money and costs of suit in defence of a certain parcel of meadow land, purchased from commissioners for the State, of the possession whereof he has been ousted by a title paramount, reported, that Isaac Stoutenburgh, Esquire, one of the commissioners of forfeitures for the southern district, did, by indenture bearing date the 21st day of March 1785, for and in consideration of the sum of £. 525, to him by the said Alexander Whaley then paid, grant and convey to the said Alexander, two certain tracts of land, whereof the three acres of salt meadow in the petition of the said Alexander mentioned and described is one, as property forfeited to the people of this State, by the conviction of Abraham Rapalje. That it appears by a certificate of the said Isaac Stoutenburgh, that sixty pounds of the said purchase money was the consideration of the said three acres. That a certain Richard Vandenberg hath, by verdict and judgment in a suit in ejectment brought in the supreme court, recovered the said three acres of salt meadow, on the 17th of February last, by force of a title paramount to that of the State. That the lessor of the plaintiff hath recovered against him for his costs and damages, including



Sheriffs' fees, the sum of £. 23 : 1 : 9, and that he hath expended, or must necessarily expend in the defence of the said suit, the sum of £. 5 : 8 : 6. That the suit was defended by the then Attorney General of the State, and a trial had on the merits.

The Attorney General is therefore of opinion, that the said Alexander Whaley ought to be reimbursed the full amount of his purchase money, with interest; and also the amount of the damages, costs and expenditures aforesaid.

*Ordered*, That the said report of the Attorney General be committed to a committee of the whole house, on the bill now before the house, relative to claims against this State.

Mr. Smith, of Suffolk county, from the committee to whom was referred the petition of Thomas Moffat and others, inhabitants of Orange county, praying of the legislature a grant of money to complete a road from the house of Archibald Cunningham, in Smith's Clove, to the house of Thomas Cooper, in Ramapough Clove, not exceeding four miles, reported, that in the opinion of the committee the repairing of the said road, so as to make it passable with carriages, is an object worthy of attention; that they therefore submit the consideration of the said petition to a committee of the whole house, on the bill entitled, *An act for laying out, repairing and improving certain public roads and highways within this State.*

*Ordered*, That the said report be committed to a committee of the whole house, on the bill last mentioned.

The engrossed bill, entitled, *An act for the relief of certain Baptists, having conscientious scruples against taking an oath*, was read the third time.

*Mr. Speaker* put the question, whether the bill shall pass? and it was carried in the affirmative, in the manner following, viz.

*For the AFFIRMATIVE.*

Mr Akin,	Mr Doughty,	Mr Newman,	Mr M. Smith,
Mr Bidfall,	Mr Ford,	Mr Nicoll,	Mr W. P. Smith,
Mr Bloom,	Mr Hasbrouck,	Mr Patterson,	Mr Talbot,
Mr Brown,	Mr Havens,	Mr Purdy,	Mr Tallmadge,
Mr Clark,	Mr Hitchcock,	Mr Savage,	Mr Tompkins,
Mr Cowles,	Mr Hoffman,	Mr Scudder,	Mr Vail,
Mr Coffin,	Mr Lawrence,	Mr Sickels,	Mr Will,
Mr Converse,	Mr W. S. Livingston,	Mr Smith of Suffolk,	Mr Wylley.
Mr Cornwell,	Mr Marvin,		

*For the NEGATIVE.*

Mr Barker,	Mr Foote,	Mr Lewis,	Mr Myers,
Mr Barry,	Mr Frey,	Mr Lindley,	Mr North,
Mr Cannon,	Mr Graham,	Mr Lush,	Mr Ryerfs,
Mr Conger,	Mr Hogeboom,	Mr McCarty,	Mr Schermerhorn,
Mr D. La Mater,	Mr Hopkins,	Mr M. Master,	Mr Ten Broeck.
Mr J. A. Fuda,	Mr Knickerbacker,	Mr Mitchell,	

Thereupon *Resolved*, That the bill do pass.

*Ordered*, That Mr. Brown and Mr. Vail, delivered the bill to the Honorable the Senate, and request their concurrence.

Mr. North, from the committee of the whole house, on the bill entitled, *An act to authorize the Treasurer of this State, to pay to sundry persons the several sums of money therein mentioned*, reported, that the committee had made further progress in the bill, and had directed him to move for leave to sit again.

*Ordered*, That the said committee have leave to sit again.

Mr. Lush, from the committee to whom was referred, the petition of John T. Visscher, praying the interposition of the legislature to relieve him, as to monies recovered against him by Jacob C. Ten Eyck, for a quantity of tea sold in the year 1776, by order of the committee at Albany, reported, that it is the opinion of the committee, that the prayer of the petitioner ought to be granted.

*Ordered*, That the said report be committed to a committee of the whole house, on the bill last mentioned.

An additional report of the commissioners formerly by law appointed to receive and state claims against this State, on sundry claims not formerly reported on, and which remained before them, was read, and committed to a committee of the whole house, on the bill last mentioned.

Mr. Lewis, pursuant to notice by him given for that purpose yesterday, moved for a resolution, which was read and considered, and concurred in by the house, and is in the words following, viz.



*Resolved*, (if the Honorable the Senate concur herein) That his Excellency the Governor, be requested to cause immediately a quantity, not exceeding three thousand bushels of Indian Corn, to be purchased for the use of the Indians of the six Nations, to be distributed among the said nations, in such manner as his Excellency the Governor shall direct; and that he also direct the purchase of fifty blankets and two suits of Indian clothing, to be delivered to such Indians of the Oneida nation, as he shall deem entitled thereto, in consequence of engagements made by Col. Willett, when commanding the troops in the western parts of this State, and by others; and that the legislature will make provision for the repayment of the purchase money, and the expences incident thereto.

*Ordered*, That Mr. Bloom and Mr. Tallmadge, deliver a copy of the preceding resolution, to the Honorable the Senate.

Mr. Hoffman, from the committee of the whole house, on the bill entitled, *An act to enable the corporation of the Rector and inhabitants of Poughkeepsie, in Dutchess county, in communion of the church of England, as by law established, to assume the name therein mentioned*, reported, that the committee had gone through the bill, and made an amendment by altering the title; that the altered title is, *An act to enable the corporation therein mentioned, to assume the name of the Rector and inhabitants of Poughkeepsie, in communion of the Protestant Episcopal Church in the State of New-York*, which he was directed to report to the house; and he read the report in his place, and delivered the bill and amendment to the title in at the table, where the same were again read, and agreed to by the house.

*Ordered*, That the bill and amendment be engrossed.

Mr. Hoffman, from the committee of the whole house, on the bill entitled, *An act for the relief of Nathaniel Wattles and Medad Hunt*, reported, that after the bill had been read in the committee, the first enacting clause was again read, in the words following viz.

“Be it enacted by the people of the State of New-York, represented in Senate and Assembly, That the commissioners of the land office, or the major part of them, be, and they are hereby authorized and empowered, to examine the proofs and vouchers in support of the accounts of the said Nathaniel Wattles and Medad Hunt, and such evidence as they may judge proper, to substantiate the facts set forth in the said petition: And if upon such examination, it shall appear to the said commissioners, that the facts set forth in the said petition are true, the said commissioners shall certify to the treasurer of this State, such sum as in their opinion is equitably due to the said Nathaniel Wattles and Medad Hunt: And the said Treasurer is hereby authorized and required, to pay to the said Nathaniel Wattles and Medad Hunt, such sum as shall be so certified by the commissioners as aforesaid.”

That the question being put, whether the committee did agree to the said clause, it passed in the negative, which he was directed to report to the house; and he read the report in his place, and delivered the same with the bill in at the table, where the report was again read, and agreed to by the house. Thereupon

*Resolved*, That the house do concur with the committee in the said report.

Mr. Hoffman, from the committee of the whole house, on the bill entitled *An act for the relief of Henry Livingston and Henry Platner*, reported, that the committee had gone through the bill without amendment, which he was directed to report to the house; and he read the report in his place, and delivered the bill in at the table, where the same was again read, and agreed to by the house.

*Ordered*, That the bill be engrossed.

Mr. Hoffman, from the committee to whom was referred the petition of the supervisors of Richmond county, praying a law to enable them to hold their annual elections for Governor, Lieutenant Governor, Senators and members of Assembly, or such of them as shall be to be chosen, at one place only in the said county, under the inspection of the Sheriff and supervisors of the said county, reported, that it is the opinion of the committee, that the prayer of the petitioners ought to be granted; that the committee have prepared a bill for that purpose, and directed him to move for leave to bring in the same.

Mr. Hoffman read the report in his place, and delivered the same in at the table, where it was again read.



Mr. Speaker put the question, whether the house did concur with the committee in the said report, and it passed in the negative.

Thereupon resolved, that the house *do not* concur with the committee, in the said report.

A message from the Honorable the Senate, delivered by Mr. L'Hommedieu and Mr. Clinton, with the bill therein mentioned, was read, that the Senate have passed the bill entitled, *An act for granting an allowance to the commissioner of excise for the city of New-York, for his services*, with the amendment therewith delivered.

The bill and amendment were read, and the amendment being read a second time, was concurred in by the house, and the bill amended accordingly.

Ordered, That Mr. Brown and Mr. Vail, deliver the bill to the Honorable the Senate, and inform them that this house have concurred in the amendment, and have amended the bill accordingly.

A message from the Honorable the Senate, delivered by Mr. L'Hommedieu and Mr. Clinton, with the bill therein mentioned, was read, that the Senate have passed the bill entitled, *An act for the relief of Henry Ludenton*, with the amendments therewith delivered.

The bill and amendments were read, and the amendments being severally read a second time, were respectively concurred in by the house, and the bill amended accordingly.

Ordered, That Mr. Brown and Mr. Vail, deliver the bill to the Honorable the Senate, and inform them, that this house have concurred in the amendments, and have amended the bill accordingly.

A message from the Honorable the Senate, also delivered by Mr. L'Hommedieu and Mr. Clinton, with the bill therein mentioned, was read, that the Senate have passed the bill entitled, *An act to enable John H. Livingston, Thomas Jones and Breckbelst Livingston, to execute certain trusts therein mentioned*, with the amendments therewith delivered.

The bill and amendments were read; and the amendments being severally read a second time, were respectively concurred in by the house, and the bill amended accordingly.

Ordered, That Mr. Brown and Mr. Vail, deliver the bill to the Honorable the Senate, and inform them that this house have concurred in the amendments, and have amended the bill accordingly.

A message from the Honorable the Council of Revision, delivered by the Honorable Mr. Chancellor Livingston, was read, "that it does not appear improper to the Council, that the following bills, to wit: The bill entitled, *An act to extend to the city of Albany, an act entitled "An act for regulating the buildings, streets, wharves and slips in the city of New-York,"* the bill entitled, *An act further to continue and amend the act for the appointment of an auditor, and the settlement of the public accounts of this State*, and the bill entitled, *An act for dividing the town of Ball's Town, in the county of Saratoga, into four towns*, should respectively become laws of this State."

Then the house adjourned, until ten of the clock to morrow morning.

THURSDAY, 10 o'Clock A. M. March 8th, 1792.

The bill entitled, *An act to extend the act, entitled "An act for the better laying out, and keeping in repair, the public highways and private roads in the county of Westchester," to the county of Montgomery,* and the bill entitled, *An act for the relief of Bass Chard, Samuel Hatch and others*, were respectively read a second time, and committed to a committee of the whole house.

The engrossed bill, entitled *An act to enable the corporation therein mentioned, to assume the name of the rector and inhabitants of Poughkeepsie, in communion of the Protestant Episcopal Church in the State of New-York*, was read the third time.

Resolved, That the bill do pass.

The engrossed bill, entitled *An act for the relief of Henry Livingston and Henry Platter*, was read the third time.

Resolved, That the bill do pass,

Ordered, That Mr. Bloom and Mr. Tallmadge, deliver the two last mentioned bills to the Honorable the Senate, and request their concurrence to the same respectively.

The Honorable the Senate returned by Mr. Clinton and Mr. Swartwout, the bill entitled *An act to enable John H. Livingston, Thomas Jones and Breckbelst Livingston, to*



*execute certain trusts therein mentioned*, the bill entitled *An act for granting an allowance to the commissioner of excise for the city of New-York, for his services*, and the bill entitled, *An act for the relief of Henry Ludenton*.

*Ordered*, That Mr. Lewis and Mr. H. Livingston, deliver the three last mentioned bills, to the Honorable the Council of Revision.

A copy of a resolution of the Honorable the Senate, delivered by Mr. Clinton and Mr. Swartwout, was read, concurring with this house in their resolution of yesterday, requesting his Excellency the Governor to cause an immediate supply of corn to be distributed to the Indians of the Six Nations, and a certain supply of blankets and two suits of cloaths to the Oneida Indians.

Mr. North, from the committee of the whole house, on the bill entitled, *An act to authorize the Treasurer of this State, to pay to sundry persons the several sums of money therein mentioned*, reported, that in proceeding in the bill, a clause was read in the words following, viz.

“ And be it further enacted, That the Treasurer pay to Michael Connolly, the sum of \_\_\_\_\_ for his services for two years last past, in aiding and assisting the commissioners of the land-office, in distributing the lands granted to the line of the troops of this State, in the late army of the United States.”

That the said clause having been read and considered, and debates had thereon, Mr. M. Smith made a motion that the sum of *two hundred pounds* should be mentioned in the said clause; that Mr. Coffin, as an amendment, made a motion that the sum of *fifty pounds* should be mentioned in the said clause; and that Mr. Sickels, as a farther amendment, made a motion that the sum of one hundred pounds should be mentioned in the said clause.

That the question having been put, whether the committee did agree to the sum of two hundred pounds, proposed by the motion of Mr. M. Smith, it passed in the negative.

That the question having been put, whether the committee did agree to the sum of *one hundred pounds*, proposed by the motion of Mr. Sickels, it was carried in the affirmative, and that the sum of one hundred pounds was accordingly mentioned in the said clause.

That the committee had made further progress in the bill, and had directed him to move for leave to sit again.

*Ordered*, That the said committee have leave to sit again.

Then the house adjourned until ten of the clock to morrow morning:

FRIDAY, 10 o’Clock A. M. March 9th, 1792.

Mr. North, from the committee of the whole house, on the bill entitled, *An act to authorize the Treasurer of this State, to pay to sundry persons the several sums of money therein mentioned*, reported, that in proceeding in the bill, the petition of John Quackenbos, relative to monies by him paid to Richard Morris, Esq. for the amount of a tax by mistake assessed on a lot of ground purchased by the petitioner, of the commissioners of forfeitures in the southern district of the State, was read, and the report of the committee thereon, on the seventh day of February last, was read and considered; that the petition of John Staples and Mangel Minthorn, praying compensation for the rents of two farms, at Goshen in Orange county, in part of the time of the late war, and the report of the committee thereon, on the fourth day of February last, were read and considered. That the committee thereupon agreed to the following resolution, viz.

*Resolved*, That this committee do not concur with the reports of the committees on the said petitions respectively, and that it is the opinion of the committee, that the said two petitions and the reports thereon *be rejected*.

That in proceeding farther in the bill, the following petitions, which were committed to the said committee, to be taken into consideration with the said bill, were severally read and considered, viz. The petition of Oliver Teller and others, administrators of the estate of Jacobus De Peyster, deceased, presented to the Assembly on the 14th day of January last, relative to demands in right of their testator, for lead, flour, timber and wood, supplied for the use of the United States, in the time of the late war; the respective petitions of Marx Petrie, Johannis Smith and Thomas Fulmer, presented to the Assembly on the 7th ultimo, respectively praying compensation



for losses sustained by an irruption of the enemy in Montgomery county, in the time of the late war; the petition of John W. Schermerhorn, relative to pay for a detachment of militia, called out in service in the time of the late war; the petition of Godfrey Shew, Stephen Shew, John Shew, and Jacob Shew, and the petition of Levi Hungerford, all of Montgomery county, praying for payment while they were in captivity, in the time of the late war, with the report of the committee on the two last mentioned petitions.

That the committee thereupon agreed to the following resolution, viz.

“ *Resolved*, That it is the opinion of this committee, that the respective demands of Oliver Teller and others, administrators of the estate of Jacobus De Peyster, deceased; of Marx Petrie, Johannis Smith, Thomas Fulmer, John W. Schermerhorn, Godfrey Shew, Stephen Shew, John Shew, Jacob Shew, and Levi Hungerford, are not proper claims against this State; but that if duly authenticated, they may be just claims against the United States.”

That in proceeding further in the bill, the petition of Benjamin Smith of Newburgh, in Ulster county, relative to goods and chattels of the petitioner, seized and sold by the commissioners of sequestration in Ulster county, was read,—That it then appeared to the committee, that by a law passed on the 8th day of April, 1782, the case of the petitioner was finally determined and settled.

That the committee thereupon agreed to a resolution in the words following, viz.

“ *Resolved*, That it is the opinion of this committee, that the prayer of the said petition *be rejected*.”

That in proceeding farther in the bill, the petition of John Libe, of Montgomery county, praying payment for wood supplied for the troops of the United States; the petition of John Herkemer, praying payment for a waggon and horses alleged to have been lost at a battle near Orisco; the petition of Alvan Purdy, of Westchester county, praying payment for beef and hay supplied by his father, Abraham Purdy, for the use of the army of the United States in the time of the late war; the petition of Benjamin Benedict, Job Rockwell and others, non-commissioned officers and privates in Captain David Pardee's company of militia, in Westchester county, praying payment for military services in the time of the late war; the petition of Peter Brinck, junior, of Ulster county, praying payment for himself and a detachment of militia, who served under his command; the petition of Silas Daley, praying pay as a soldier in a regiment commanded by Col. Weissenfels; the petition of John Casselman, on behalf of himself and others, praying payment for a company of men, employed in Montgomery county, six months as rangers, in the time of the late war; and the following petitions, viz.—the petition of Adam Fonda, Peter Hansen, Barent Hansen and John Van Antwerp; the petition of Joseph Scott, Benjamin De Line and David Putman; and the petition of Jeremiah Frazer, respectively praying an allowance, or pay for the time they were respectively in captivity, in the time of the late war, were severally read, debated and considered; and that on each of them respectively it was resolved, as the opinion of the committee, the same was not a proper claim against this State, but if duly authenticated, might be a just claim against the United States.

That it was further resolved, as the opinion of the said committee, that the claim of William Miller, of Westchester county, for a balance of money alleged to have been advanced to the militia in 1776, is not a proper claim against this State.

That it was farther resolved, as the opinion of the said committee, that the prayer of the petition of John T. Visscher, praying to be indemnified for money recovered against him for a quantity of tea sold in the year 1776, by order of the committee of Albany; the prayer of the petition of George Trimble, for monies recovered against him by Stephen Truesdale, for flour impressed for the army, in the time of the late war, and the prayer of the petition of Samuel Loudon, claiming a balance due to him for his former services, as Printer for the State, should severally *be rejected*.

That the committee had gone through the bill, made amendments and added several clauses, which he was directed to report to the house; and he read the report in his place, and delivered the bill, amendments and clauses in at the table, where the same were again read, and agreed to by the house.

*Ordered*, That the bill, amendments and clauses be engrossed.



A message from the Honorable the Senate, delivered by Mr. Swartwout and Mr. Tillotson, with the bills therein mentioned, was read, that the Senate have passed a bill entitled, *An act for establishing and opening lock navigations within this State*, and a bill entitled, *An act to regulate waggons in the counties therein mentioned*, and request the concurrence of this house, to the said bills respectively.

The said bills were respectively read the first time, and ordered a second reading.

A message from the Honorable the Senate, delivered by Mr. Swartwout and Mr. Tillotson, with the bill therein mentioned, was read, that the Senate have passed the bill entitled, *An act to divide the town of Southold in Suffolk county*, without amendment.

*Ordered*, That Mr. Havens and Mr. Rosekrans, deliver the bill to the Honorable the Council of Revision.

*Ordered*, That the bill entitled, *An act to extend the act, entitled "An act for the better laying out and keeping in repair the public highways and private roads in the county of Westchester," to the county of Montgomery*, which was committed to a committee of the whole house, be committed to the members of this house from Montgomery county.

A representation of the regents of the university, requesting an additional number of regents, was read, and referred to Mr. M. Smith, Mr. Purdy, Mr. Lawrence, Mr. North and Mr. Havens.

Then the house adjourned until ten of the clock to morrow morning.

SATURDAY, 10 O'CLOCK A. M. March 10th, 1792.

The bill entitled, *An act for establishing and opening lock navigations within this State*, and the bill entitled, *an act to regulate waggons in the counties therein mentioned*, were respectively read a second time, and committed to a committee of the whole house.

*Ordered*, That the printer for the State, without delay, print one hundred copies of the first above mentioned bill, and deliver the same to the clerk of this house, for the members of the legislature.

The engrossed bill, entitled *An act to authorize the Treasurer of this State, to pay to sundry persons, the several sums of money therein mentioned*, was read the third time.

In reading the same bill, a clause thereof was read in the words following, viz.

"And be it further enacted, That the said Treasurer shall pay to Joseph S. Mabbett, administrator of Samuel Mabbett, deceased, the sum of eleven hundred and seventy four pounds, in satisfaction of property improperly taken during the war, from the said Samuel Mabbett, by the commissioners of sequestration in Dutchess county, and by them sold, and the avails thereof paid into the Treasury of this State."

Mr. Talbot made a motion, that the said clause should be obliterated. Debates were had on the said motion, and the question being put whether the house did concur to expunge the said clause as proposed by the motion of Mr. Talbot, it passed in the negative, in the manner following, viz.

*For the* N E G A T I V E.

Mr Akin,  
Mr Barker,  
Mr Berry,  
Mr Birdfall,  
Mr Bloom,  
Mr Clowes,  
Mr Coffin,  
Mr Conger,  
Mr Cornwell,

Mr Doughty,  
Mr Ford,  
Mr Frey,  
Mr Fitch,  
Mr Haight,  
Mr Havens,  
Mr Hoffman,  
Mr Lawrence,  
Mr Lewis,

Mr Lindsley,  
Mr H. Livingston,  
Mr M'Carty,  
Mr Mitchell,  
Mr Nicoll,  
Mr North,  
Mr Patterson,  
Mr Ryerfs,  
Mr Savage,

Mr Schermerhorn,  
Mr Scudder,  
Mr Smith of Suffolk,  
Mr M. Smith,  
Mr W. P. Smith,  
Mr Tallmadge,  
Mr. Tompkins.  
Mr Vail,  
Mr Will.

*For the* A F F I R M A T I V E.

Mr Brown,  
Mr Cannon,  
Mr Clark,  
Mr Coe,  
Mr Converse,  
Mr De Lamater,

Mr J. A. Fonda,  
Mr Foote,  
Mr Graham,  
Mr Hasbrouck,  
Mr Hogeboom,  
Mr Hopkins,

Mr Knickerbacker,  
Mr W. S. Livingston,  
Mr Lush,  
Mr Marvin,  
Mr M'Master,  
Mr Myers,

Mr Newman,  
Mr Purdy,  
Mr Rosekrans,  
Mr Talbot,  
Mr. Van Cortlandt.

It having been unanimously agreed, that the said clause in the bill should now be subject to any amendment proposed, Mr. Sickles made a motion, that the words *eleven hundred and seventy-four pounds*, mentioned in the said clause, should be obliterated, and that the sum of *five hundred and eighty-nine pounds* should be mentioned in their stead.

Mr. North, as an amendment, moved that the sum of *seven hundred and fifty pounds* should be mentioned in the said clause.

Debates were had as to the sums proposed by the preceding motions.



Mr. Barker, as a farther amendment, then made a motion, that the sum of *nine hundred* pounds should be mentioned in the said clause.

*Mr. Speaker* put the question, whether the house did agree to the sum of £. 900 proposed by the motion of Mr. Barker, and it passed in the negative.

Mr. Lewis then made a motion, that the sum of *eight hundred* pounds should be mentioned in the said clause.

*Mr. Speaker* put the question, whether the house did agree to the sum of £. 800, proposed by the motion of Mr. Lewis, and it passed in the negative.

Mr. Hoffman then made a motion, that the sum of *seven hundred* pounds should be mentioned in the said clause.

*Mr. Speaker* put the question, whether the house did agree to the sum of £. 700, proposed by the motion of Mr. Hoffman, and it passed in the negative.

Mr. Ford then made a motion, that the sum of *six hundred and fifty pounds*, should be mentioned in the said clause.

*Mr. Speaker* put the question, whether the house did agree to the sum of *six hundred and fifty pounds*, proposed by the motion of Mr. Ford, and it was carried in the affirmative, in the manner following, viz.

*For the AFFIRMATIVE.*

Mr. Akin,	Mr. Ford,	Mr. Lindley,	Mr. Savage,
Mr. Barker,	Mr. Frey,	Mr. H. Livingston,	Mr. Schermerhorn,
Mr. Berry,	Mr. Fitch,	Mr. M'Carty,	Mr. Scudder,
Mr. Birdfall,	Mr. Graham,	Mr. Mitchell,	Mr. Smith of Suffolk,
Mr. Bloom,	Mr. Haight,	Mr. Myers,	Mr. M. Smith.
Mr. Clowes,	Mr. Haveus,	Mr. Nicoll,	Mr. W. P. Smith,
Mr. Coffin,	Mr. Hoffman,	Mr. North,	Mr. Tallmadge,
Mr. Conger,	Mr. Hogsboom,	Mr. Patterson,	Mr. Vail,
Mr. Cornwell,	Mr. Lawrence,	Mr. Rosekrans,	Mr. Will.
Mr. Dougherty,	Mr. Lewis,	Mr. Ryerfs,	

*For the NEGATIVE.*

Mr. Brown,	Mr. J. A. Fonda,	Mr. W. S. Livingston,	Mr. Purdy,
Mr. Cannon,	Mr. Foote,	Mr. Lush,	Mr. Sickels,
Mr. Clark,	Mr. Hasbrouck,	Mr. Marvin,	Mr. Talbot,
Mr. Coe,	Mr. Hopkins,	Mr. M'Master,	Mr. Tompkins,
Mr. Converse,	Mr. Knickerbacker,	Mr. Newman,	Mr. Van Cortlandt.
Mr. De Lamater,			

The sum of *six hundred and fifty pounds* was accordingly mentioned in the said enacting clause, as the sum to be paid to said Joseph S. Mabbett.

Mr. W. S. Livingston made a motion, that an additional clause should be added to the bill as a rider, in the words following, viz.

And be it further enacted, That the Treasurer shall, and he is hereby directed to pay to James Munnell, for monies due to him as deputy State Agent under Udny Hay, in full, the sum of one hundred pounds and nine shillings.

*Mr. Speaker* put the question, whether the house did agree to the clause proposed by the motion of Mr. W. S. Livingston, and it was carried in the affirmative. Thereupon

*Ordered*, That the said clause be added to the said bill.

*Mr. Speaker* then put the question, whether the bill, with the said clause added thereto, shall pass, and it was carried in the affirmative. Thereupon

*Resolved*, That the bill do pass.

*Ordered*, That Mr. W. S. Livingston and Mr. Cannon deliver the bill to the Honorable the Senate, and request their concurrence.

A message from the Honorable the Senate, delivered by Mr. Tillotson and Mr. Livingston, with the bill therein mentioned, was read, that the Senate do not concur in two amendments (particularly designated) to the bill entitled, *An act for loaning monies belonging to this State*, and do concur in the other amendments to the bill.

The first of the said two amendments, not concurred in by the Honorable the Senate, being intended to allow certain pay to the judges and supervisors in the several counties for discharging the duties required of them by the act, was read, as the same is inserted in the journal of this house of the 6th instant.

The other of the said amendments, whereby the loan officers would have been directed to retain the pay of the judges and supervisors out of the interest money, from time to time to be paid to the Treasurer, was again read.

Mr. Ford made a motion that the house would recede from the said two amendments, and it was carried unanimously in the affirmative. Thereupon



*Resolved*, That this House do recede from the said two amendments.

*Ordered*, That Mr. W. S. Livingston and Mr. Cannon deliver the bill, and a copy of the last preceding resolution, to the honorable the Senate.

Mr. Lewis, pursuant to notice by him given for that purpose, moved for leave to bring in a bill entitled, *An act for removing doubts in possessory actions*:

*Ordered*, That leave be given accordingly.

Mr. Lewis, according to leave brought in the said bill; which was read the first time, and ordered a second reading.

A petition of Jacob Schermerhorn, late of Rhynebeck in Dutchess county, with a copy of a letter of licence from many of his creditors and praying a discharge from his debts, was read, and referred to Mr. Barker, Mr. Coe and Mr. Coffin.

A petition of William Holly of Goshen, praying that in pursuance of a Law passed the first of May 1786, a certain part of the interest money by him paid into the Treasury in 1784, in discharge of a debt due on his bond may be restored to him, was read, and referred to Mr. Marvin, Mr. W. S. Livingston and Mr. Van Cortlandt.

A petition of Jellis D. Van Vorst, was read, praying payment for his services as a serjeant in Capt. Woolcot's company, in Col. Warner's Regiment; in the time of the late war, and for pay while in captivity with the enemy; and a petition of David Willis, administrator of the estate of Abraham Willis, deceased, who is alledged at the time of his decease to have belonged to the Regiment of Artillery then commanded by John Lamb, Esq. and praying a grant of bounty lands, for the family of the said Abraham Willis, was also read, and the said two petitions were referred to Mr. Hopkins, Mr. Schermerhorn, and Mr. J. A. Fonda.

A petition of the judges of the court of common pleas, the justices of the peace and others, inhabitants of Washington county, praying that a court house and prison may be erected in the said county, in such place as the Legislature will direct, was read, and referred to Mr. Ford, Mr. Tompkins, Mr. W. P. Smith, Mr. Hopkins and Mr. Hitchcock.

Then the House adjourned until Monday next at ten of the clock in the forenoon.

MONDAY, 10 o'clock, A. M. March 12th, 1792.

The bill entitled, *An act for removing doubts in possessory actions*, was read a second time and committed to a committee of the whole House.

Mr. Nicoll, from the committee to whom was referred the petition of Thomas Morrell, praying payment for flour, wheat and peas, supplied for the use of the army in the time of the late war, reported, that it is the opinion of the committee, that the prayer of the petitioner ought to be granted, and a clause inserted in some bill proper for that purpose.

*Resolved*, That the House do concur with the committee in the said report.

Mr. H. Livingston, from the committee to whom was referred the petition of Samuel Bouton, formerly of West-Chester county, an insolvent debtor in goal in Queens county, praying a special legislative interference and provision for his discharge, reported, that the prayer of the petitioner *ought not to be granted*.

*Resolved*, That the House do concur with the committee in the said report.

Mr. Ford, from the committee to whom was referred the petition of Andrew Stockholm, for himself and his Copartners, praying a bounty on the goods that shall be manufactured at their cotton and linen manufactory, or a loan of *fifteen hundred pounds* at a moderate interest, to enable them to carry on their manufactory more extensively, reported, that it is the opinion of the committee, that the consideration of the said petition be committed to a committee of the whole House, on the bill for granting money to encourage a manufactory of glass wares.

*Resolved*, That the House do concur with the committee in the said report.

Mr. Talbot from the committee consisting of the members of this House from Montgomery county, to whom was committed the bill entitled, *An act to extend the act entitled, An act for the better laying out and keeping in repair, the public highways and private roads in the county of West Chester, to the county of Montgomery*, reported, that the committee had gone through the bill without amendment, which he was directed to report to the House; and he read the report in his place, and delivered the bill in at the table, where the same was again read and agreed to by the House.

*Ordered*, That the bill be engrossed.



Mr. Myers, from the committee to whom was referred the petition of Phillip Kelch late a private soldier in a regiment of the troops of the line of this State (commanded by Col. Van Schaick) in the service of the United States, praying payment for the time he was in captivity from the 23d day of July, 1779, until the late peace, and praying a grant of bounty lands, reported, that it is the opinion of the committee that the prayer of the petitioner ought to be granted so far as respects the grant of bounty or gratuity lands, and that a clause for that purpose should be inserted in some proper bill.

*Resolved*, That the House do concur with the committee in the said report.

Mr. M'Carty, from the committee to whom was referred the petition of a number of the inhabitants at Schoharie-Kill and Batavia, in the town of Woodstock in Ulster county, praying that a part of the said town may be erected into a new town by the name of Batavia, reported that the prayer of the petitioners for the division of the town ought to be granted; and that the committee have directed him to move for leave to bring in a bill for that purpose.

*Ordered*, That leave be given accordingly.

Mr. Barker, from the committee of the whole House on the bill entitled, *An act for laying out, repairing and improving certain public roads and high ways within this State*, reported, that the committee had agreed to a resolution, which he was directed to report to the House in the words following, viz.

“ *Resolved*, That it is the opinion of this committee, that it will be proper to appropriate the sum of sixteen thousand pounds, for the purposes of building bridges and repairing the public roads within this State;” and that he was directed to move for leave to sit again.

*Resolved*, That the House do concur with the committee in the said report.

*Ordered*, That the said committee have leave to sit again.

A message from the honorable the Senate, delivered by Mr. Livingston and Mr. Carpenter, with the bill therein mentioned, was read, that the Senate have amended the bill entitled *An act for loaning monies belonging to this state*, agreeable to the amendments concurred in by the Senate.

The amended bill having been examined;

*Ordered*, That Mr. Van Cortlandt and Mr. Myers return the bill to the honorable the Senate.

A message from the honorable the Senate, also, delivered by Mr. Livingston and Mr. Carpenter, with the bill therein mentioned was read, that the Senate have passed the bill entitled, *An act to incorporate the society of mechanicks and tradesmen of the city of New-York for charitable purposes*, with the amendments therewith delivered.

The bill and amendments were read; and the amendments being severally read a second time, were respectively agreed to by the House, and the bill amended accordingly.

*Ordered*, That Mr. Hoffman and Mr. Coffin deliver the bill to the honorable the Senate, and inform them that this House have concurred in the amendments, and have amended the bill accordingly.

Mr. Hoffman, from the committee to whom was referred the petition of Dirck Leforts, Alexander Robertson and others, associated for erecting iron works within this State, and praying a law to indemnify each subscriber against any demand that may be made against him beyond the amount of his property deposited in the stock of the company, reported, that it is the opinion of the committee, that the prayer of the petitioners ought to be granted; that the committee have prepared a bill for that purpose, and directed him to move for leave to bring in the same.

*Ordered*, That leave be given accordingly.

Mr. Hoffman according to leave, brought in the said bill, entitled, *An act to promote the manufacture of Iron within the State of New-York, by a company to be called the New-York Iron Company*, which was read the first time, and ordered a second reading.

Mr. Patterson, from the committee of the whole House, on the petition of George Trimble and others, relative to a road, and praying aid of the Legislature to make the road more convenient, reported, that it is the opinion of the committee that the prayer of the petitioners be so far granted, as to allow them the sum of \_\_\_\_\_ out of the monies proposed to be granted for making roads and bridges.



Mr. Berry, from the committee to whom was referred a petition of Edward Paine, of Herkemer county, praying compensation for his having voluntarily cut and opened a road from the head of the lake *Cayuga*, to the mouth of the Owego branch of the river *Susquehannah*, reported, that it appears to the committee that the road has been cut; and that it is their opinion that some compensation ought to be made by the State for the same; and a clause for that purpose inserted in some proper bill.

*Ordered*, That the two last mentioned reports be committed to a committee of the whole House, on the bill entitled, *An act for laying out, repairing and improving certain public roads and high ways within this State*.

A message from the honorable the Council of Revision, delivered by the honourable Mr. Chief Justice Yates, was read, That it does not appear improper to the council, that the bill entitled, *An act to enable John H. Livingston, Thomas Jones and Brockholst Livingston, to execute certain trusts therein mentioned*; the bill entitled, *An act for granting an allowance to the commissioner of excise for the city of New-York, for his services*, and the entitled, *An act for the relief of Henry Ludenton*, should respectively become laws of this State.

Mr. Hoffman, from the committee to whom was referred the petition of the rector and inhabitants of St. George's church at Newburgh, in Ulster county, presented to this House on the twenty-fifth day of January last, relative to certain lebe land at Newburgh, and also the petition of the proprietors and inhabitants of a certain tract of land at Newburgh, praying that the said Glebe land may by law be appropriated forever for the support of a schoolmaster or schoolmasters, reported, that the committee have prepared a bill on the subject of the said petitions, and directed him to move for leave to bring in the same.

*Ordered*, That leave be given accordingly.

Mr. Hoffman according to leave, brought in the said bill entitled, *An act to explain the charter granted to the trustees of the parish, now town of Newburgh, and for other purposes therein mentioned*, which was read the first time, and ordered a second reading.

Mr. Smith of Suffolk county, from the committee of the whole House, on the bill entitled, *An act to authorize the sale of lottery tickets in this State, to defray the expence of erecting bridges and causeways over the rivers Hackinsack and Passaick*, reported, that the committee had gone through the bill and made amendments, which he was directed to report to the House; and he read the report in his place, and delivered the bill and amendments in at the table, where the same were again read and agreed to by the House.

*Ordered*, That the bill and amendments be engrossed.

Mr. Van Cortlandt, from the committee of the whole House, on the bill entitled, *An act for the relief of William Chace, and for keeping in repair the bridge erected over Hoesick river*, reported, that the committee had made progress therein, and directed him to move for leave to sit again.

*Ordered*, That the said committee have leave to sit again.

By the unanimous consent of the House, the engrossed bill entitled, *An act to extend the act entitled, An act for the better laying out and keeping in repair, the public highways and private roads in the county of West Chester, to the county of Montgomery*, was read the third time.

*Resolved*, That the bill do pass.

*Ordered*, That Mr. Talbot, and Mr. M'Master deliver the bill to the honourable the Senate, and request their concurrence.

Then the House adjourned until ten of the clock to-morrow morning.

TUESDAY, 10 o'clock, A. M. March 13th, 1792.

The bill entitled, *An act to promote the manufacture of iron within the State of New-York, by a company to be called the New-York Iron Company*, and the bill entitled, *An act to explain the charter granted to the trustees of the parish, now town of New-Burgh, and for other purposes therein mentioned*, were respectively read a second time, and committed to a committee of the whole House.

The engrossed bill entitled, *An act to authorize the sale of lottery tickets in this State, to defray the expence of erecting bridges and causeways over the rivers Hackinsack and Passaick*, was read the third time.



Mr. *Speaker* put the question, whether the bill shall pass, and it was carried in the affirmative, in the manner following, viz.

*For the AFFIRMATIVE:*

Mr. Barker,	Mr. D. Fonda,	Mr. Lush,	Mr. Schermerborn,
Mr. Berry,	Mr. Ford,	Mr. Marvin,	Mr. Sickels,
Mr. Birdfall,	Mr. Frey,	Mr. M'Carty,	Mr. Smith, (of Orange)
Mr. Brown,	Mr. Fitch,	Mr. Mitchell,	Mr. Talbot,
Mr. Coe,	Mr. Hitchcock,	Mr. Myers,	Mr. Ten Broeck,
Mr. Coffin,	Mr. Knickerbacker,	Mr. Nicoll,	Mr. Tompkins,
Mr. Conger,	Mr. Lewis,	Mr. North,	Mr. Will,
Mr. Converse,	Mr. Lindsley,	Mr. Rosekrans,	Mr. Wylley.
Mr. De la Mater,	Mr. H. Livingston,		

*For the NEGATIVE:*

Mr. Akin,	Mr. Doughty,	Mr. Hogeboom,	Mr. Savage,
Mr. Bloom,	Mr. J. A. Fonda,	Mr. Hopkins,	Mr. Scudder,
Mr. Cannon,	Mr. Foote,	Mr. M'Master,	Mr. Smith, (of Suffolk)
Mr. Clark,	Mr. Gelston,	Mr. Newman,	Mr. Tallmadge,
Mr. Clowes,	Mr. Graham,	Mr. Patterson,	Mr. Vail,
Mr. Cornwell,	Mr. Havens,	Mr. Purdy,	Mr. Van Cortlandt.

Thereupon, *Resolved*, That the bill do pass.

*Ordered*, That Mr. Hoffman and Mr. Coffin deliver the bill to the Honorable the Senate, and request their concurrence.

Mr. Talbot, from the committee to whom was referred the petition of Andrew Stockholm and others, officers of the first and second volunteer regiments, raised in the city of New-York, in the beginning of the late war, reported, that it is the opinion of the committee, that the petitioners have rendered great and essential services to this State in the beginning of the war, and that their services merit the attention of the Legislature; that they ought at least to be compensated to the full amount of the value of the stores of every kind by them taken and appropriated to the public use; and that the petitioners should have leave to bring in a bill for that purpose.

Mr. Talbot read the report in his place, and delivered the same in at the table, where it was again read.

Mr. *Speaker* put the question, whether the House did concur with the committee in the said report, and it passed in the negative. Thereupon,

*Resolved*, That the House do not concur with the committee in the said report.

Mr. Nicoll, from the committee to whom was referred the petition of John Jacob Beekman, praying a return of the Treasury notes by him paid for a farm purchased of the commissioners of forfeitures for the western district, as having been forfeited by Frederick Young, the title to which farm now appears to have been vested in John Young, son of Theobald Young, or that other adequate and equitable compensation may be made in the premises, reported, that it is the opinion of the committee that the prayer of the petitioner ought to be granted, and that a clause for that purpose should be inserted in some proper bill.

*Ordered*, That the said report be referred to the Attorney-General to state the facts and his opinion thereon to this House.

A message from the honorable the Council of Revision, delivered by the honorable Mr. Chancellor Livingston, was read, that it does not appear improper to the Council, that the bill entitled, *An act to divide the town of Southold in Suffolk county*, should become a law of this State.

Mr. Hopkins, from the committee to whom was referred the petition of Jellis D. Van Vorst, praying for his pay as a serjeant in Capt. Woolcot's company, in the regiment commanded by Seth Warner, in the time of the late war, and for bounty lands, reported, that it is the opinion of the committee, the petitioner ought to have relief from this State, so far as respects the quantity of land granted by this State as a bounty to the troops of this State, late in the service of the United States; and that a clause for that purpose should be inserted in some proper bill; and that the petitioner ought to apply to the United States for such pay as is due to him.

*Resolved*, That the House do concur with the committee in the said report.

The honorable the Senate returned, by Mr. Van Rensselaer and Mr. Roosevelt, the bill entitled, *An act to incorporate the Society of Mechanicks and Tradesmen of the city of New-York, for charitable purposes*.

*Ordered*, That Mr. Hoffman and Mr. Will deliver the bill to the honorable the Council of Revision.

A message from the honorable the Senate, delivered by Mr. Roosevelt and Mr. Gelston, with the bill therein mentioned, was read, that the Senate have passed the



bill entitled, *An act to extend the act entitled, an act for the better laying out and keeping in repair the public highways and private roads in the county of Westchester, to the county of Montgomery*, with the amendments therewith delivered.

The bill and amendments were read; and the amendments being severally read a second time, were respectively concurred in by the House, and the bill amended accordingly. One of the amendments being to the title, by the amended title it appears that the act is extended only to certain roads in the county of Montgomery:

*Ordered*, That Mr. Frey and Mr. D. Fonda deliver the bill to the honorable the Senate, and inform them, that this House have concurred in the amendments, and have amended the bill accordingly.

Mr. Barker, from the committee of the whole House, on the bill entitled, *An act for laying out, repairing and improving certain public roads and highways within this State*, reported, that the committee had made further progress therein, and had directed him to move for leave to sit again.

*Ordered*, That the said committee have leave to sit again.

A message from the honorable the Senate, delivered by Mr. *Carpenter & Mr. Cantine* with the bill therein mentioned, was read, that the Senate have passed a bill entitled, *An act concerning executions against real estates*, to which they request the concurrence of this House.

The said bill was read the first time, and ordered a second reading.

Then the House adjourned until ten of the clock to-morrow morning.

WEDNESDAY, 10 o'clock, A. M. March 14th, 1792.

A report of Richard Varick, John Watts and Gerard Bancker, Esquires, commissioners appointed by law for building the government house, together with a particular account of their expenditures audited by the auditor of the State, were read, and referred to Mr. Smith, of Suffolk county, Mr. Will and Mr. Ryerfs.

A petition of Peter Zielen, Abraham Becker and others, inhabitants of the south part of the town of Schoharie, praying that the town may be divided by an east and west line from the mouth of Stony or Weavers-Kill, was read, and referred to Mr. M'Carty, Mr. M'Master and Mr. Clark.

A petition of John Pessinger, praying an allowance for improvements by him formerly made on a lot of ground in the outward of the city of New-York, which were sold by the commissioners of forfeitures, was read, and referred to Mr. Wylley, Mr. Doughty and Mr. Cornwell.

Mr. Wylley, from the committee to whom was referred the petition of Bartholomew Fisher, Benjamin Hildreth and others, complaining of a nuisance by stagnated water on certain lots of ground in the fifth ward of the city of New-York, and praying a law whereby relief may be obtained, reported, that it is the opinion of the committee, that the prayer of the petitioners ought to be granted; and that he is directed to move for leave to bring in a bill for that purpose.

*Ordered*, That leave be given accordingly.

Mr. Wylley, according to leave brought in the said bill, entitled, *An act authorizing the mayor, aldermen and commonalty of the city of New-York, to fill in and raise the tract of land in the said city called the meadows, and for continuing Roosevelt street*, which was read the first time, and ordered a second reading.

Mr. Hopkins, from the committee to whom was referred the petition of David Willis, administrator of Abraham Willis, deceased, praying a grant of bounty lands for the widow and children of the said Abraham Willis, reported, that it is the opinion of the committee that the prayer of the petitioner ought to be granted, and that a clause directing the commissioners of the land office to grant five hundred acres for the benefit of the widow and children of the said Abraham Willis, deceased, should be inserted in some proper bill.

*Ordered*, That the said petition and report be committed to a committee of the whole House, on the bill for the relief of Bas Chard, Samuel Hatch, and others.

A message from the honourable the Council of Revision, transmitted to this House by the honorable the Senate, was read, That it does not appear improper to the council, that the bill entitled, *An act for loaning monies belonging to this State*, should become a law of this State.



A message from the honourable the Council of Revision, delivered by the honourable Mr. Chief Justice Yates, was read, That it does not appear improper to the council, that the bill entitled, *An act to incorporate the society of mechanicks and tradesmen of the city of New-York, for charitable purposes*, should become a law of this State.

Mr. Barker, from the committee of the whole House, on the bill entitled, *An act for laying out, repairing and improving certain public roads and highways within this State*, reported, that in proceeding in the bill, Mr. Lush, made a motion that the committee would agree to the following resolution, viz.

*Resolved*, That it is the opinion of this committee, that the further sum of four thousand pounds ought to be applied to the erecting of bridges, and the opening, improving and repairing the public roads and highways, within this State.

That the question having been put on the motion of Mr. Lush, it was carried in the affirmative, in the manner following, viz.

*For the A F F I R M A T I V E.*

Mr. Berry,	Mr. Fitch,	Mr. M <sup>r</sup> Master,	Mr. Sickels,
Mr. Brown,	Mr. Graham,	Mr. Mitchell,	Mr. J. Smith, (of Orange)
Mr. Cannon,	Mr. Hitchcock,	Mr. Myers,	Mr. <i>Speaker</i> ,
Mr. Coffin,	Mr. Hoffman,	Mr. Newman,	Mr. Talbot,
Mr. J. A. Fonda,	Mr. Lewis,	Mr. Nicoll,	Mr. Ten Broeck,
Mr. D. Fonda,	Mr. Lindley,	Mr. North,	Mr. Van Cortlandt.
Mr. Foote,	Mr. Lush,	Mr. Rosekrans,	Mr. Wylley.
Mr. Frey,	Mr. M <sup>r</sup> Carty,	Mr. Schermerhorn,	

*For the N E G A T I V E.*

Mr. Akin,	Mr. Cornwell,	Mr. Hopkins,	Mr. Savage,
Mr. Birdfall,	Mr. De la Mater,	Mr. Knickerbacker,	Mr. Scudder,
Mr. Bloom,	Mr. Doughty,	Mr. W. S. Livingston,	Mr. Smith, (of Suffolk)
Mr. Clark,	Mr. Ford,	Mr. Marvin,	Mr. M. Smith,
Mr. Clowes,	Mr. Gelston,	Mr. Patterson,	Mr. Talmadge,
Mr. Coe,	Mr. Hasbrouck,	Mr. Purdy,	Mr. Vail,
Mr. Conger,	Mr. Havens,	Mr. Ryerfs,	Mr. Will.
Mr. Converse,	Mr. Hogeboom,		

That the committee had made further progress in the bill, and had directed him to move for leave to sit again.

*Ordered*, That the said committee have leave to sit again.

The honorable the Senate, returned by Mr. Gelston and Mr. Sands, the bill entitled, *An act to extend the act entitled, An act for the better laying out and keeping in repair the public highways and private roads in the county of West-Chester, to certain roads in the county of Montgomery*.

A message from the honorable the Senate, delivered by Mr. Gelston and Mr. Sands, with the bill therein mentioned, was read, that the Senate have passed the bill entitled, *An act for the relief of Benjamin Lyon*, without amendment.

*Ordered*, That Mr. Tompkins and Mr. Talbot deliver the two last mentioned bills, to the honorable the Council of Revision.

Mr. Van Cortlandt, from the committee of the whole House, on the bill entitled, *An act to enable John Harris and James Bennet to purchase or lease certain lands therein mentioned, of the Cayuga tribe of Indians*, reported, that the committee had made progress in the bill, and had directed him to move for leave to sit again.

*Ordered*, That the said committee have leave to sit again.

Then the House adjourned until ten of the clock to-morrow morning.

THURSDAY, 10 o'clock, A. M. March 15th, 1792.

The bill entitled, *An act authorizing the mayor, aldermen and commonalty of the city of New-York, to fill in and raise the tract of land in the said city called the meadows, and for continuing Roosevelt Street*, was read a second time, and committed to the members of this House from the city and county of New-York.

Mr. Barker, from the committee of the whole House, on the bill entitled, *An act for laying out, repairing and improving certain public roads and highways within this State*, reported, that in proceeding in the bill, Mr. Hoffman made a motion, that a clause should be inserted in the bill in the words following, viz.

“ And be it further enacted, that \_\_\_\_\_ are hereby appointed commissioners, with like powers as aforesaid, to order, direct and superintend, the building, erecting, and keeping in repair, a bridge over *Spuyt den Duyvel* creek, at or near Kingsbridge, at such place as the commissioners shall judge proper, and the repairing the roads on *Manbatan's* island; and that it shall and may be lawful for the treasurer of this State to pay unto the said commissioners, on a warrant from his Excellency the Gover-



nor of this State for the time being, the sum of      to be applied to the purpose aforesaid."

That the said clause having been considered, and debates had thereon, the question was put whether the committee did agree to the same, and that it passed in the negative, in the manner following, viz.

*For the N E G A T I V E.*

Mr. Berry,	Mr. J. A. Fonda,	Mr. H. Livingston,	Mr. Patterson,
Mr. Birdall,	Mr. D. Fonda,	Mr. Lush,	Mr. Rosekrans,
Mr. Brown,	Mr. Ford,	Mr. Marvin,	Mr. Savage,
Mr. Clark,	Mr. Frey,	Mr. McCarty,	Mr. Sickels,
Mr. Coe,	Mr. Graham,	Mr. Mitchell,	Mr. J. Smith, (of Orange)
Mr. Coffin,	Mr. Halbrouck,	Mr. Newman,	Mr. W. P. Smith,
Mr. Conger,	Mr. Hopkins,	Mr. Nicoll,	Mr. Ten Broeck,
Mr. De la Mater,	Mr. Lewis,	Mr. North,	Mr. Van Cortlandt.

*For the A F F I R M A T I V E.*

Mr. Akin,	Mr. Hitchcock,	Mr. Purdy,	Mr. Talbot,
Mr. Bloom,	Mr. Hoffman,	Mr. Ryerfs,	Mr. Talmadge,
Mr. Clowes,	Mr. Hegeboom,	Mr. Schermerhorn,	Mr. Tompkins,
Mr. Cornwell,	Mr. Lawrence,	Mr. Scudder,	Mr. Vail,
Mr. Doughty,	Mr. Lindsley,	Mr. Smith, (of Suffolk)	Mr. Will,
Mr. Gelson,	Mr. W. S. Livingston,	Mr. M. Smith,	Mr. Wylley.
Mr. Havens,	Mr. Myers,	Mr. Speaker,	

That the committee had made further progress in the bill, and directed him to move for leave to sit again.

*Ordered,* That the said committee have leave to sit again.

Then the House adjourned until ten of the clock to-morrow morning.

FRIDAY, 10 o'clock, A. M. March 16th, 1792.

The bill entitled, *An act concerning executions against real estates*, was read a second time, and committed to a committee of the whole House.

Mr. Lush, from the committee consisting of the members of this House from the county of Albany, to whom was referred the memorial and representation of the persons appointed by law to build a goal and repair the court-house in the county of Albany, submitting to the Legislature the propriety of selling the present court-house of the county, and of erecting a new court-house, reported, that the committee have prepared a bill on that subject, entitled, *An act for raising a further sum of money for completing the goal and erecting a new court-house in the city and county of Albany, and for other purposes therein mentioned*, and have directed him to move for leave to bring in the same.

*Ordered,* That leave be given accordingly.

Mr. Lush, according to leave, brought in the said bill, which was read the first time, and ordered a second reading.

Mr. Lewis, from the committee to whom was referred the petition of Nathaniel Newman, Nathaniel Scribner and others, inhabitants of Fredericks and South-East towns, in Dutchess county, praying a law for the draining certain land adjoining to Croton river, and that the expence thereof may be raised on the lands that shall be benefited thereby, reported, that it is the opinion of the committee, that the prayer of the petitioners ought to be granted, that the committee have prepared a bill for that purpose, and directed him to move for leave to bring in the same.

*Ordered,* That leave be given accordingly.

Mr. Lewis, according to leave brought in the said bill entitled, *An act for raising the sum of three hundred pounds by assessment, on the proprietors of certain drowned lands adjoining Croton river, within the towns of Frederick and South-East in Dutchess county, and for removing obstructions in the said river*, which was read the first time, and ordered a second reading.

Mr. Ford, from the committee to whom was referred the petition of the judges of the court of common pleas, the justices of the peace and others, inhabitants of Washington county, praying a law for erecting a court-house and goal in the said county, reported, that the prayer of the petitioners ought to be granted; that the committee have prepared a bill for that purpose, and directed him to move for leave to bring in the same.

*Ordered,* That leave be given accordingly.

Mr. Ford, according to leave brought in the said bill, entitled, *An act for raising money for building a court-house and goal in Washington county*, which was read the first time, and ordered a second reading.

A message from the honorable the Senate, delivered by Mr. Sands, and Mr. Wil-



liams with the bill therein mentioned, was read, that the Senate have passed the bill entitled, *An act for the relief of certain baptists having conscientious scruples against taking an oath*, with the amendments therewith delivered.

The bill and amendments were read ; and the amendments being severally read a second time, were respectively concurred in by the House, and the bill amended accordingly.

*Ordered*, That Mr. Gelston and Mr. Scudder deliver the bill to the honorable the Senate, and inform them that this House have concurred in the amendments, and have amended the bill accordingly.

Mr. Clark, from the committee to whom was referred the petition of William Cockburn, praying a preference of payment of his demand against the estate of John Weatherhead, out of such estate by him forfeited to the people of this State, as may be discovered by the petitioner, reported, that it is the opinion of the committee, that a clause for granting the relief prayed for, should be added to the bill now before the House, entitled, *An act for the relief of Bass Chard, Samuel Hatch and others*.

*Ordered*, That the said report be committed to a committee of the whole House on the said bill.

Mr. Marvin, from the committee to whom was referred the petition of William Holly of Goshen, praying that a certain part of the sum by him paid into the Treasury in 1784, in discharge of a debt due on his bond, may be restored to him, reported, that on the eleventh day of November 1784, pursuant to a law passed on the 19th day of May, preceding, the petitioner paid into the Treasury of this State, public securities, which, with the interest due thereon, amounted to six hundred and eighty-one pounds in full discharge of a bond and mortgage executed by him to James Jauncey for £. 450, and bearing date the third day of January, 1776. That by a law of this State passed the first day of May 1786, the interest due on debts, which were forfeited to the people of the State, and then remained unpaid was remitted from the first day of January 1776 to the first day of January 1783. That the petitioner states that reimbursements have been made to other citizens who have made similar payments ; but no proof of this fact appearing to the committee, they submit to the consideration of the House, whether any or what allowance should be made to the petitioner.

Mr. Marvin read the report in his place, and delivered the same in at the table, where it was again read. Thereupon,

*Resolved unanimously*, That the prayer of the petitioner be not granted.

Mr. Barker, from the committee of the whole House, on the bill entitled, *An act for laying out, repairing and improving certain public roads and highways within this State*, reported, that in proceeding in the bill, Mr. Havens made a motion, that a providing and enacting clause should be inserted therein, in the words following, viz.

“ Provided always, and be it further enacted, That none of the monies appropriated for the purposes intended by this act, shall be paid out of the treasury, until the whole sum of two hundred thousand pounds, directed to be loaned out in the several counties of this State, by the act for loaning monies belonging to this State, shall have first come into the treasury, and shall have been delivered to the loan officers of the several counties, in such manner as is directed by the said last mentioned act.”

That the question having been put, whether the committee did agree to the clause proposed by the motion of Mr. Havens, it passed in the negative, in the manner following, viz.

*For the NEGATIVE.*

Mr. Berry,	Mr. Hitchcock,	Mr. M'Master,	Mr. Sickles,
Mr. Brown,	Mr. Hoffman,	Mr. Mitchell,	Mr. J. Smith, (of Orange)
Mr. Coe,	Mr. Knickerbacker,	Mr. Myers,	Mr. W. P. Smith,
Mr. Converse,	Mr. Lewis,	Mr. Nicoll,	Mr. <i>Speaker</i> ,
Mr. J. A. Fonda,	Mr. Lindley,	Mr. North,	Mr. Talbot,
Mr. D. Fonda,	Mr. H. Livingston,	Mr. Rosekrans,	Mr. Ten Broeck,
Mr. Frey,	Mr. Lush,	Mr. Ryerfs,	Mr. Van Cortlandt,
Mr. Fitch,	Mr. M'Carty,	Mr. Schermerhorn,	Mr. Will.

*For the AFFIRMATIVE.*

Mr. Akin,	Mr. Doughty,	Mr. Hopkins,	Mr. Scudder,
Mr. Birdfall,	Mr. Foote,	Mr. Lawrence,	Mr. Smith, (of Suffolk)
Mr. Bloom,	Mr. Ford,	Mr. Marvin,	Mr. M. Smith,
Mr. Clowes,	Mr. Gelston,	Mr. Newman,	Mr. Talmadge,
Mr. Conger,	Mr. Graham,	Mr. Patterson,	Mr. Tompkins,
Mr. Cornwell,	Mr. Hasbrouck,	Mr. Purdy,	Mr. Vail,
Mr. De la Mater,	Mr. Havens,	Mr. Savage,	Mr. Wyley.



That the committee had gone through the bill, made amendments, and added several clauses, which he was directed to report to the House ; and he read the report in his place, and delivered the bill, amendments and clauses in at the table, where the same were again read, and agreed to by the House.

*Ordered*, That the bill, amendments and clauses be engrossed.

Mr. Barker, from the committee to whom was referred the petition of Benjamin Birdfall, on behalf of himself and his associates, commonly called the Genesee company, praying a gratuity in lands equal to ten miles square, for having surrendered to the use of the people of this State, certain leases which the petitioners had obtained of the Indians for lands, reported, that a clause was passed by both Houses of the legislature at their session in 1790, for the relief of the petitioners ; that it is the opinion of the committee, a bill should be brought in for the like purpose ; that the committee have prepared such bill, and directed him to move for leave to bring in the same.

*Ordered*, That leave be given accordingly.

Mr. Barker, according to leave brought in the said bill, entitled, *An act for the relief of Benjamin Birdfall and his associates*, which was read the first time, and ordered a second reading.

Mr. Van Cortlandt, from the committee of the whole House, on the bill entitled, *An act for the relief of William Chace, and for keeping in repair the bridge erected over Hosick river*, reported, that in proceeding in the bill, Mr. W. S. Livingston made a motion, that a clause should be inserted in the bill, in the words following, viz.

“ And be it further enacted, That the commissioners of the high ways for the town of Schachtekoke, for the time being, shall cause the said bridge from time to time to be maintained and kept in repair, at the expence of Rensselaer county, such expence to be assessed, raised and collected in the said county, in the same manner as the other contingent charges of the said county are assessed, raised and collected ; which monies so raised for the expence of the said bridge, shall be paid to the commissioners of the highways in the town of Schachtekoke, for the purpose aforesaid. Provided, The sum so to be raised for such expence, shall not exceed in any one year, the sum of fifty pounds.”

That the question having been put, whether the committee did agree to the clause proposed by the motion of Mr. W. S. Livingston, it was carried in the affirmative, in the manner following, viz.

*For the A F F I R M A T I V E.*

Mr. Akin,	Mr. J. A. Fonda,	Mr. W. S. Livingston,	Mr. Scudder,
Mr. Barker,	Mr. Foote,	Mr. Marvin,	Mr. M. Smith,
Mr. Birdfall,	Mr. Frey,	Mr. M <sup>c</sup> Master,	Mr. J. Smith, (of Orange)
Mr. Bloom,	Mr. Fitch,	Mr. Newman,	Mr. <i>Speaker</i> ,
Mr. Clowes,	Mr. Havens,	Mr. Nicoll,	Mr. Talbot,
Mr. Coe,	Mr. Hopkins,	Mr. Patterson,	Mr. Talmadge,
Mr. Coffin,	Mr. Knickerbacker,	Mr. Purdy,	Mr. Ten Broeck,
Mr. Converse,	Mr. Lawrence,	Mr. Ryerfs,	Mr. Tompkins,
Mr. Cornwell,	Mr. H. Livingston,	Mr. Savage,	Mr. Wylley.
Mr. Doughty,			

*For the N E G A T I V E.*

Mr. Berry,	Mr. Ford,	Mr. Mitchell,	Mr. Sickels,
Mr. Brown,	Mr. Gelfon,	Mr. Myers,	Mr. Smith, (of Suffolk)
Mr. De la Mater,	Mr. Hitchcock,	Mr. Rosekrans,	Mr. W. P. Smith,
Mr. D. Fonda,	Mr. Lindsey,	Mr. Schermerhorn,	Mr. Vail,

That the committee had gone through the bill and made an amendment, which he was direct to report to the House ; and he read the report in his place, and delivered the bill and amendment in at the table, where the same were again read, and agreed to by the House.

*Ordered*, That the amendment be engrossed.

Then the House adjourned until ten of the clock to-morrow morning.

SATURDAY, 10 o'clock, A. M. March 17th, 1792.

The bill entitled, *An act for raising a further sum of money for compleating the gaol, and erecting a new court-house in the city and county of Albany, and for other purposes therein mentioned*, the bill entitled, *An act for raising the sum of three hundred pounds by assessment, on the proprietors of certain drowned lands adjoining Croton river, within the towns of Frederick and South-East, in Dutchess county, and for removing obstructions in the said river*, the bill entitled, *An act for raising money for building a court-house and gaol in Washington county*, and the bill entitled, *An act for the relief of Benjamin Birdfall and his associates*,



were respectively read a second time, and committed to a committee of the whole House.

The bill entitled, *An act for the relief of William Chace, and for keeping in repair the bridge erected over Hosick river*, with the engrossed amendments, were read the third time.

*Resolved*, That the bill and amendments do pass.

*Ordered*, That Mr. Knickerbacker and Mr. Schermerhorn, deliver the bill and amendments to the honorable the Senate, and inform them that this House have passed the bill, with the amendments therewith delivered.

A petition of Thomas Pennoyer, praying a law to compleat the partition of a tract of land in West-Chester county, which by reason of the decease of all the commissioners, who had proceeded in the partition, cannot now be compleated without legislative aid, was read, and committed to a committee of the whole House on the bill entitled, *An act to explain and amend an act entitled, An act for the partition of lands*.

A petition of John Reghtmire and Christian Petrie, praying a grant of certain lands on the east side of the Mohawk creek, for which a warrant of survey is alledged to have been obtained in the year 1769, was read, and referred to Mr. M'Carty, Mr. H. Livingston, and Mr. Van Cortlandt.

A petition of Moses Lockwood, praying for pay and for a grant of bounty lands, for his service as a private soldier in a regiment of levies, commanded by Frederick Weiffenfels, and a petition of John Burhans, for a grant of bounty lands for his service two years prior to December 1779, in the third New-York regiment, in the time of the late war, were respectively read, and referred to Mr. Newman, Mr. Wylley and Mr. Bloom.

Mr. W. S. Livingston, from the committee consisting of the members of this House from the city and county of New-York, to whom was referred the bill entitled, *An act authorizing the mayor, aldermen and commonalty of the city of New-York, to fill in and raise the tract of land in the said city, called the meadows, and for continuing Roosevelt street*, reported, that the committee had gone through the bill and made amendments, which he was directed to report to the House; and he read the report in his place, and delivered the bill and amendments in at the table, where the same were again read, and agreed to by the House.

*Ordered*, That the bill and amendments be engrossed.

The honorable the Senate returned by Mr. Williams and Mr. Webster, the bill entitled, *An act for the relief of certain baptists having conscientious scruples against taking an oath*.

*Ordered*, That Mr. Patterfson and Mr. Graham deliver the bill to the honorable the Council of Revision.

Mr. Coffin, pursuant to notice by him given for that purpose, moved for leave to bring in a bill entitled, *An act for regulating the streets and highways in the city of Hudson*.

*Ordered*, That leave be given accordingly.

Mr. Coffin, according to leave brought in the said bill, which was read the first time, and ordered a second reading.

Mr. Gelston, pursuant to notice by him given for that purpose, moved for leave to bring in a bill entitled, *An act to regulate the interest of money*.

*Ordered*, That leave be given accordingly.

Mr. Gelston, according to leave brought in the said bill, which was read the first time, and ordered a second reading.

Mr. D. Fonda, from the committee to whom was referred the petition of John Dorn of Montgomery county, praying relief for losses alledged to have been sustained by the forfeiture of the estate of Sir John Johnson, reported, that it is the opinion of the committee that the prayer of the petitioner ought to be granted; and that a clause for that purpose should be added to some suitable bill.

*Ordered*, That the committee have leave to bring in such clause.

A report of the commissioners of the land office, on the petition of John W. Watkins, Royal Flint, James Watson and Jonathan Lawrence, presented to this House on the 3d instant, praying fundry legislative provisions as to the payments for lands by them purchased from the people of the State, was delivered by the secretary of the State, and read.

The said commissioners, in substance, thereby report, that the facts stated in the petition are true; that the Board are not authorized to make any alteration in the contracts



with the petitioners ; that the Board at the same time respectfully observe, that although an abatement of interest on an anticipation of payment would appear reasonable, yet as the expediency of this measure, as well as a compliance with the other propositions stated in the said petition, must in a great measure depend upon the arrangements which shall be made of the finances of the State, the Board will not presume to offer an opinion on those subjects.

The said petition of John W. Watkins and other gentlemen before named, was again read and considered. Thereupon,

*Resolved*, That the prayer of the petitioners be not granted.

Mr. M. Smith, from the committee consisting of the members of this House from the city and county of New-York, to whom was referred the petition of Isaac Abrahams and Jacob Hart, relative to hawking merchandize in the city of New-York, reported, that the petitioners have for a considerable number of years, followed the practice of purchasing goods at vendue, and selling the same to shopkeepers only; in the city of New-York, by the piece, on a small commission ; that this practice exercised in the manner aforesaid, is not strictly within the spirit of the act, entitled, *An act to restrain hawkers and pedlars*, passed the 4th of April, 1785 ; that the committee have therefore prepared a bill to explain the act aforesaid, and that they have directed him to move for leave to bring in the same.

*Ordered*, That leave be given accordingly.

Mr. M. Smith, according to leave brought in the said bill, entitled, *An act to explain the act entitled, An act to restrain hawkers and pedlars*, which was read the first time, and ordered a second reading.

The engrossed bill entitled, *An act for laying out, repairing and improving certain public roads and highways within this State*, was read the third time.

Mr. Havens, then made a motion, that the said bill should be rejected.

The question being put on the motion of Mr. Havens, it passed in the negative in the manner following, viz.

*For the NEGATIVE.*

Mr. Barker,	Mr. Ford,	Mr. M'Carty,	Mr. Schermerhorn,
Mr. Berry,	Mr. Hitchcock,	Mr. M' Master,	Mr. Sickels,
Mr. Birdfall,	Mr. Hoffman,	Mr. Mitchell,	Mr. J. Smith, (of Orange)
Mr. Bloom,	Mr. Hogeboom,	Mr. Myers,	Mr. W. P. Smith,
Mr. Coffin,	Mr. Knickerbacker,	Mr. Newman,	Mr. Talbot,
Mr. Converse,	Mr. Lewis,	Mr. Nicoll,	Mr. Ten Broeck,
Mr. Fitch,	Mr. Lindley,	Mr. North,	Mr. Vail,
Mr. D. Fonda,	Mr. H. Livingston,	Mr. Rosekrans,	Mr. Van Cortlandt,
Mr. Foote,	Mr. Lush,	Mr. Ryerfs,	Mr. Will.

*For the AFFIRMATIVE.*

Mr. Akin,	Mr. Gelston,	Mr. W. S. Livingston,	Mr. Scudder,
Mr. Clark,	Mr. Graham,	Mr. Marvin,	Mr. Smith, (of Suffolk)
Mr. Clowes,	Mr. Hasbrouck,	Mr. Patterson,	Mr. M. Smith,
Mr. Cornwell,	Mr. Havens,	Mr. Purdy,	Mr. Talmadge,
Mr. De la Mater,	Mr. Hopkins,	Mr. Savage,	Mr. Tompkins.
Mr. Doughty,	Mr. Lawrence,		

Mr. Barker then made a motion that the said bill should be recommitted to a committee of the whole House.

The question being put on the motion of Mr. Barker, it also passed in the negative, in the manner following, viz.

*For the NEGATIVE.*

Mr. Berry,	Mr. Hoffman,	Mr. M' Master,	Mr. Schermerhorn,
Mr. Clowes,	Mr. Hogeboom,	Mr. Mitchell,	Mr. Sickles,
Mr. Coffin,	Mr. Knickerbacker,	Mr. Myers,	Mr. Smith, (of Suffolk)
Mr. D. Fonda,	Mr. Lewis,	Mr. Newman,	Mr. J. Smith, (of Orange)
Mr. Fitch,	Mr. Lindley,	Mr. Nicoll,	Mr. W. P. Smith,
Mr. Gelston,	Mr. H. Livingston,	Mr. North,	Mr. Talbot,
Mr. Graham,	Mr. W. S. Livingston,	Mr. Purdy,	Mr. Ten Broeck,
Mr. Havens,	Mr. Lush,	Mr. Rosekrans,	Mr. Vail,
Mr. Hitchcock,	Mr. M'Carty,	Mr. Ryerfs,	Mr. Van Cortlandt,

*For the AFFIRMATIVE.*

Mr. Akin,	Mr. Cornwell,	Mr. Hasbrouck,	Mr. Savage,
Mr. Barker,	Mr. De la Mater,	Mr. Hopkins,	Mr. Scudder,
Mr. Birdfall,	Mr. Doughty,	Mr. Lawrence,	Mr. M. Smith,
Mr. Bloom,	Mr. J. A. Fonda,	Mr. Marvin,	Mr. Tompkins,
Mr. Clark,	Mr. Foote,	Mr. Patterson,	Mr. Wyllie.
Mr. Converse,	Mr. Ford,		

Mr. Speaker, then put the question, whether the bill shall pass, and it was carried in the affirmative. Thereupon

*Resolved*, That the bill do pass.



Ordered, That Mr. Sickles, and Mr. J. A. Fonda deliver the bill to the honorable the Senate, and request their concurrence.

A message from his Excellency the Governor, delivered by his private secretary, was read, and is in the words following, viz.

" Gentlemen,

" I herewith transmit to you, accounts and vouchers of expences attending the securing of the prisoners in the gaol of the county of Columbia, who were charged with the murder of the sheriff of that county.

March 17th, 1792.

GEO. CLINTON."

Ordered, That the said accounts and vouchers be delivered to the Auditor of this State, to report thereon.

Mr. Smith, (of Suffolk county) from the committee of the whole House, on the bill entitled, *An act to repeal the acts therein mentioned*, reported, that the committee had gone through the bill without amendment, which he was directed to report to the House; and he read the report in his place, and delivered the same with the bill in at the table, where they were again read, and the report was agreed to by the House.

Then the House adjourned until Monday next, at ten of the clock in the forenoon.

MONDAY, 10 o'clock, A. M. March 19th, 1792.

The engrossed bill entitled, *An act authorizing the Mayor, Aldermen and Commonalty of the city of New-York, to fill in and raise the tract of land in the said city, called the Meadows, and for continuing Roosevelt-street*, was read the third time.

Resolved, That the bill do pass.

Ordered, That Mr. W. P. Smith and Mr. Gelston deliver the bill to the honorable the Senate, and request their concurrence.

The bill entitled, *An act to repeal the acts therein mentioned*, was read the third time.

Resolved, That the bill do pass.

Ordered, That Mr. W. P. Smith and Mr. Gelston deliver the bill to the honorable the Senate, and inform them that this House have passed the bill, without amendment.

The bill entitled, *An act to explain the act entitled, An act to restrain hawkers and pedlars*, was read a second time, and committed to a committee of the whole house.

The bill entitled, *An act for regulating the streets and highways in the city of Hudson*, was read a second time, and committed to the members of this House from the county of Columbia.

The bill entitled, *An act to regulate the interest of money*, was read a second time.

Mr. Speaker put the question, whether the bill should be committed to a committee of the whole House, and it passed in the negative.

Mr. W. S. Livingston, from the committee of the whole House, on the bill entitled, *An act for establishing and opening lock navigations within this State*, reported, that the committee had made progress in the bill, and had directed him to move for leave to sit again.

Ordered, That the said committee have leave to sit again.

Mr. Van Cortlandt, from the committee of the whole House, on the bill entitled, *An act to direct the Treasurer in issuing certificates for military services*, reported, that the committee had gone through the bill without amendment, which he was directed to report to the House; and he read the report in his place, and delivered the bill in at the table, where the same was again read and agreed to by the House.

Ordered, That the bill be engrossed.

Mr. Van Cortlandt, from the committee of the whole House, on the bill entitled, *An act for the relief of George Peck, and to repeal the twenty-third section of the act entitled, an act for the payment of certain sums of money, and for other purposes therein mentioned*, reported, that the committee had gone through the bill without amendment, which he was directed to report to the House; and he read the report in his place, and delivered the bill and report in at the table, where the same were again read, and the report was agreed to by the House.

A message from the honorable the Senate, delivered by Mr. Webster and Mr. Pyc, with the bills therein mentioned, was read, that the Senate have passed a bill entitled, *An act to vest in the episcopal church of the town of Yonkers, in the county of Westchester, and the State of New-York, the church and lands therein mentioned*, and a bill entitled,



*An act to establish a temporary jurisdiction line between the town of Schenectady and the county of Saratoga*, and request the concurrence of this House to the said bills respectively.

The said bills were respectively read the first time, and ordered a second reading.

A message from the honorable the Senate, also delivered by Mr. Webster and Mr. Pye, with the bill therein mentioned, was read, that the Senate have concurred in the amendments to the bill entitled, *An act for the relief of William Chace, and for keeping in repair the bridge erected over Hofick river*, and that the bill is amended accordingly.

The amended bill having been examined,

*Ordered*, That Mr. Ford and Mr. Converse return the bill to the honorable the Senate.

Mr. Barker, from the committee of the whole House, on the bill entitled, *An act to amend an act entitled, An act to regulate the re-packing of beef and pork for exportation, so far as relates to the county of Suffolk*, reported, that the committee had gone through the bill, made amendments and altered the title by extending the same to *Queens* and *Kings* counties; which he was directed to report to the House; and he read the report in his place, and delivered the bill and report in at the table, where the same were again read, and agreed to by the House.

Mr. Barker, from the committee of the whole House, on the bill entitled, *An act granting an additional sum to the loan-officers of the counties of Albany and Montgomery*, reported, that the committee had made progress therein, and had directed him to move for leave to sit again.

*Ordered*, That the said committee have leave to sit again.

Then the House adjourned until ten of the clock to-morrow morning.

TUESDAY, 10 o'clock, A. M. March 20th, 1792.

The engrossed bill entitled, *An act to direct the Treasurer in issuing certificates for military services*, was read the third time.

*Resolved*, That the bill do pass.

*Ordered*, That Mr. Ford and Mr. Converse deliver the bill to the honorable the Senate, and request their concurrence.

The bill entitled, *An act for the relief of George Peck, and to repeal the twenty-third section of the act entitled, an act for the payment of certain sums of money, and for other purposes therein mentioned*, was read the third time.

*Resolved*, That the bill do pass.

*Ordered*, That Mr. Ford and Mr. Converse deliver the bill to the honorable the Senate, and inform them, that this House have passed the bill without amendment.

The bill entitled, *An act to amend an act, entitled, an act to regulate the re-packing of beef and pork for exportation, so far as relates to the county of Suffolk*, with the engrossed amendments, were read the third time.

*Resolved*, That the bill and amendments do pass.

*Ordered*, That Mr. Ford and Mr. Converse deliver the bill and amendments to the honorable the Senate, and inform them, that this House have passed the bill, with the amendments therewith delivered.

The bill entitled, *An act to vest in the corporation of the episcopal church in the town of Yonkers, in the county of Westchester, and State of New-York, the church and lands therein mentioned*, and the bill entitled, *An act to explain the act entitled, an act to restrain hawkers and pedlars*, were respectively read a second time, and committed to a committee of the whole House.

The bill entitled, *An act to establish a temporary jurisdiction line between the town of Schenectady and the county of Saratoga*, was read a second time, and committed to the members of this House, from Albany and Saratoga counties.

Mr. W. S. Livingston, from the committee of the whole House on the bill entitled, *An act for establishing and opening lock navigations within this State*, reported, that the committee had gone through the bill and made amendments; which he was directed to report to the House; and he read the report in his place, and delivered the bill and amendments in at the table, where the same were again read, and agreed to by the House.

*Ordered*, That the amendments be engrossed.



A message from the honorable the Senate, delivered by Mr. Williams and Mr. Savage, with the bill therein mentioned, was read, that the Senate do concur with this House, in the first and third amendments to the bill, entitled, *An act concerning administrations and Escheats*, and do not concur in the second amendment to the said bill.

The said bill and amendment, which was not concurred in, were read ; thereupon, *Resolved*, That this House do recede from the said amendment, which was not concurred in by the honorable the Senate.

*Ordered*, That Mr. Foote and Mr. Coe, deliver the bill and a copy of the preceding resolution, to the honorable the Senate.

A message from the honorable the Senate delivered by Mr. Jones and Mr. Van Nefs, with the bill therein mentioned, was read, that the Senate have concurred in the amendments to the bill entitled, *An act to amend the act entitled, An act to regulate the repacking of beef and pork, for exportation, so far as relates to the counties of Suffolk, Kings, and Queens*, and have amended the bill accordingly.

The amended bill having been examined ;

*Ordered*, That Mr. Foote and Mr. Coe, return the bill to the honorable the Senate.

Upon reading the petition of Daniel Williams, and the report of the committee to whom the same was referred, *Resolved*, if the honorable the Senate concur therein, that the attorney general for this State be, and he is hereby authorized at his discretion, to compromise the claim and demand of Elizabeth Gidney, mentioned in the said petition, upon such terms as he shall think just ; and that the Legislature will make provision for payment of such sum, as the attorney general shall agree to pay her, in satisfaction of her claim.

*Ordered*, That Mr. Nicoll and Mr. Rosekrans, deliver a copy of the preceding resolution, to the honorable the Senate.

Mr. Van Cortlandt, from the committee of the whole House, on the bill entitled, *An act to authorize John Harris and James Bennet, to purchase or lease certain lands therein mentioned, of the Cayuga tribe of Indians*, reported, that the committee had gone through the bill, made amendments, and altered the title ; that the altered title is, *An act to allow John Harris and James Bennet to reside on certain lands for the purpose of keeping a ferry over Cayuga lake*, which he was directed to report to the House ; and he read the report in his place, and delivered the bill and amendments in at the table, where the same were again read, and agreed to by the House.

*Ordered*, That the bill and amendments be engrossed.

Mr. Van Cortlandt, from the committee of the whole House, on the bill entitled, *An act for removing doubts in possessory actions*, reported, that the committee had gone through the bill without amendment, which he was directed to report to the House ; and he read the report in his place, and delivered the bill in at the table ; where the same was again read, and agreed to by the House.

*Ordered*, That the bill be engrossed.

Mr. Van Cortlandt, from the committee of the whole House on the bill entitled, *An act to explain and amend an act, entitled, An act for the partition of lands*, reported, that the committee had made progress in the bill, and had directed him to move for leave to sit again.

*Ordered*, That the said committee have leave to sit again.

Then the House adjourned until ten of the clock to-morrow morning.

WEDNESDAY, 10 o'clock, A. M. March 21st, 1792.

The bill entitled, *An act for establishing and opening lock navigations within this State*, with the engrossed amendments, were read the third time.

*Resolved*, That the bill and amendments do pass.

*Ordered*, That Mr. M'Carty and Mr. North deliver the bill and amendments to the honorable the Senate, and inform them, that this House have passed the bill, with the amendments therewith delivered.

The engrossed bill entitled, *An act for removing doubts in possessory actions*, was read the third time.

*Resolved*, That the bill do pass.

*Ordered*, That Mr. Nicoll and Mr. Rosekrans deliver the bill to the honorable the Senate, and request their concurrence.

The engrossed bill entitled, *An act to authorize John Harris and James Bennet, to*



*reside on certain lands, for the purpose of keeping a ferry over the Cayuga lake,* was read the third time.

Mr. *Speaker* put the question, whether the bill shall pass.

Debates arose thereon—Mr. Lawrence made a motion, that the bill should be rejected.

The question being put on the motion of Mr. Lawrence, it was carried in the affirmative. Thereupon,

*Resolved,* That the bill be rejected.

A message from the honorable the Senate, delivered by Mr. Van Nefs and Mr. Swartwout, with the bill therein mentioned, was read, that the Senate have amended the bill entitled, *An act concerning administrations and escheats*, agreeable to the amendments concurred in by the Senate.

The amended bill having been examined,

*Ordered,* That Mr. Nicoll and Mr. Rosekrans return the bill to the honorable the Senate.

A petition of Asa Danforth, on behalf of himself and William Colbrath, praying an exclusive privilege to manufacture salt, at the Onondaga salt-springs, for such term as the Legislature may deem proper, was read, and referred to Mr. Lawrence, Mr. Lush and Mr. M. Smith.

A petition of Nathaniel Muncey, setting forth that he served three years in the first New-York regiment, in the time of the late war, with a certificate, that he was discharged on the sixth day of October, 1780, praying a grant of bounty lands, were read, and referred to Mr. Sickels, Mr. J. A. Fonda and Mr. Birdfall.

Mr. J. A. Fonda, from the committee consisting of the members of this House from Albany and Saratoga counties, to whom were committed the bill entitled, *An act to establish a temporary jurisdiction line between the town of Schenectady and the county of Saratoga*, reported, that the committee have gone through the bill without amendment, which he was directed to report to the House; and he read the report in his place, and delivered the same with the bill in at the table, where they were again read, and agreed to by the House.

Mr. Talbot, in pursuance of the report of the committee, who on the 17th instant reported on the petition of John Dorn, moved for leave to bring in a bill entitled, *An act for the relief of John Dorn*.

*Ordered,* That leave be given accordingly.

Mr. Talbot, according to leave, brought in the said bill, which was read the first time, and ordered a second reading.

Mr. Talbot, from the committee to whom was referred the petition of Joshua Mersereau, praying Legislative aid, and a grant of money sufficient to clear and open the navigation of the river *Susquehanna* and its branches; to cut a canal to avoid a dangerous pass in the river below lake *Otsego*, and to erect a bridge across the river *Unadella* in *Otsego* county, reported, that clearing the river *Susquehanna* and its branches, the cutting of the said canal, and erecting of a bridge over the said river *Unadella*, as mentioned in the said petition, are objects of importance to the State at large; but that the committee are of opinion, that the said improvements ought to be postponed on the part of this State, until the next meeting of the Legislature.

*Resolved,* That the House do agree with the committee in the said report.

*Resolved,* That this House will to-morrow resolve itself into a committee of the whole House, on the bill entitled, *An act for the support of government*.

Mr. Lewis made a motion, that the bill entitled, *An act to regulate the interest of money*, should be committed to a committee of the whole House.

Debates were had on the said motion.

Mr. Purdy then made a motion, that the said bill should be rejected.

The question being put on the motion of Mr. Purdy, it was carried in the affirmative. Thereupon,

*Resolved,* That the said bill be rejected.

Mr. North, from the committee of the whole House, on the bill entitled, *An act to incorporate the stockholders of the bank of Albany*, reported, that after the said bill had been read in the committee, and debates had thereon, Mr. Gelfon made a motion, that the committee would concur in a resolution, that the said bill should be rejected.



That the question having been put on the motion of Mr. Gelston, it passed in the negative, in the manner following, viz.

*For the N E G A T I V E.*

Mr. Akin,	Mr. Frey,	Mr. M'Carty,	Mr. Smith, (of Suffolk)
Mr. Barker,	Mr. Fitch,	Mr. M'Master,	Mr. W. P. Smith,
Mr. Berry,	Mr. Graham,	Mr. Mitchell,	Mr. Talbot,
Mr. Brown,	Mr. Knickerbacker,	Mr. Myers,	Mr. Talmadge,
Mr. Cannon,	Mr. Lewis,	Mr. Newman,	Mr. Ten Broeck,
Mr. Clark,	Mr. Lindley,	Mr. Nicoll,	Mr. Tompkins,
Mr. Coffin,	Mr. H. Livingston,	Mr. Purdy,	Mr. Vail,
Mr. Converse,	Mr. W. S. Livingston,	Mr. Rosekrans,	Mr. Van Cortlandt,
Mr. J. A. Fonda,	Mr. Lush,	Mr. Schermerhorn,	Mr. Will,
Mr. D. Fonda,	Mr. Marvin,	Mr. Sickles,	Mr. Wylley.

*For the A F F I R M A T I V E.*

Mr. Bloom,	Mr. Foote,	Mr. Hoffman.	Mr. Savage,
Mr. Clowes,	Mr. Ford,	Mr. Hopkins,	Mr. Seudder,
Mr. Coe,	Mr. Gelston,	Mr. Lawrence,	Mr. M. Smith,
Mr. Cornwell,	Mr. Halbrouck,	Mr. Patterson,	Mr. Speaker.
Mr. Doughty,	Mr. Havens,	Mr. Ryerfs,	

That the committee have made progress in the bill, and have directed him to move for leave to sit again.

*Ordered,* That the said committee have leave to sit again.

Then the House adjourned until ten of the clock to-morrow morning.

THURSDAY, 10 o'clock, A. M. March 22d, 1792.

The bill entitled, *An act to establish a temporary jurisdiction line between the town of Schenectady and the county of Saratoga*, was read the third time.

*Resolved,* That the bill do pass.

*Ordered,* That Mr. M'Carty and Mr. North deliver the bill to the honorable the Senate, and request their concurrence.

The bill entitled, *An act for the relief of John Dorn*, was read a second time, and committed to a committee of the whole House.

A message from the honorable the Senate, delivered by Mr. Van Cortlandt and Mr. Jones, with the bill therein mentioned was read, that the Senate have passed the bill entitled, *An act for the relief of Henry Livingston and Henry Platner*, with the amendments therewith delivered.

The bill and amendments were read; and the amendments being severally read a second time, were respectively concurred in by the House, and the bill amended accordingly. One of the amendments being to the title, the amended title is, *An act for the relief of Henry Livingston and others*.

*Ordered,* That Mr. Hopkins and Mr. Conger deliver the bill to the honorable the Senate, and inform them that this House have concurred in the amendments, and have amended the bill accordingly.

A copy of a resolution of the honorable the Senate, delivered by Mr. Swartwout and Mr. L'Hommedieu, was read, concurring with this House in their resolution of the 20th instant, authorizing the attorney-general, at his discretion, to compromise the claim of Elizabeth Gidney in the said resolution mentioned.

A copy of a resolution of the honorable the Senate, delivered by Mr. Swartwout and Mr. L'Hommedieu, was read, and is in the words following, viz.

“Resolved, if the honorable the Assembly concur herein, that the Secretary of the State be directed to cause five hundred copies of the act entitled, *An act for loaning monies belonging to this State*, to be forthwith printed, and to transmit copies to the judges and supervisors in each county, in proportion to the number of towns therein.”

*Resolved,* That this House do concur with the honorable the Senate in the said resolution.

*Ordered,* That Mr. M'Master and Mr. Mitchell, deliver a copy of the preceding resolution of concurrence to the honorable the Senate.

Mr. Havens, pursuant to notice, moved for leave to bring in a bill entitled, *An act for the payment of the salaries of certain officers of government*.

*Ordered,* That leave be given accordingly.

Mr. Havens, according to leave brought in the said bill, which was read, the first time, and ordered a second reading.

The order for the day being read, the House resolved itself into a committee of the whole House on the bill entitled, *An act for the support of government*, and after some



time spent thereon. Mr. *Speaker* reassumed the chair, and Mr. Sickles from the said committee reported, that in proceeding in the bill, a clause was read in the words following, viz.

“ And be it further enacted, That it shall not be lawful for the Chancellor, or the Judges of the supreme court, or any of them, to ask demand or receive any such fees for their respective services, as by the act entitled, *An act for regulating the fees of the several officers and ministers of justice within this State, passed the eighteenth day of February*, one thousand seven hundred and eighty nine, they, or any of them might have been entitled to receive for any services in the execution of their several offices; but all such fees shall be considered as remitted to the several persons from whom they might have become due. Provided nevertheless, That nothing in this act shall be construed to extend to any fees which may become due before the passing of the same.”

That the said clause having been read and considered, and debates had thereon, Mr. Ford made a motion that the same should be obliterated. That the question having been put on the motion of Mr. Ford, it was carried in the affirmative, in the manner following, viz.

*For the* A F F I R M A T I V E.

Mr. Akin,	Mr. J. A. Fonda,	Mr. Knickerbacker,	Mr. Scudder,
Mr. Barker,	Mr. D. Fonda,	Mr. Lawrence,	Mr. Smith, (of Suffolk)
Mr. Birdfall,	Mr. Foote,	Mr. H. Livingston,	Mr. Smith, (of Orange)
Mr. Brown,	Mr. Ford,	Mr. Marvin,	Mr. W. P. Smith,
Mr. Clowes,	Mr. Frey,	Mr. M <sup>r</sup> Master,	Mr. <i>Speaker</i> ,
Mr. Coe,	Mr. Fitch,	Mr. Mitchell,	Mr. Talbot,
Mr. Coffin,	Mr. Graham,	Mr. Newman,	Mr. Ten Broeck,
Mr. Conger,	Mr. Hasbrouck,	Mr. Patterson,	Mr. Tompkins,
Mr. Cornwell,	Mr. Hitchcock,	Mr. Purdy,	Mr. Vail,
Mr. De la Mater,	Mr. Hogeboom,	Mr. Ryerfs,	Mr. Van Cortlandt,
Mr. Doughy,	Mr. Hopkins,	Mr. Savage,	

*For the* N E G A T I V E.

Mr. Gelston,	Mr. Lewis,	Mr. M <sup>r</sup> Carty,	Mr. M. Smith,
Mr. Havens,	Mr. Lindsley,	Mr. North,	Mr. Talmadge,
Mr. Hoffman,	Mr. Lush,	Mr. Schermerhorn,	Mr. Will.

That the committee had made further progress in the bill, and had directed him to move for leave to sit again.

*Ordered*, That the said committee have leave to sit again.

A message from the honorable the Senate delivered by Mr. Swartwout and Mr. L'Hommedieu with the bill therein mentioned, was read, that the Senate have passed the bill entitled, *An act to regulate the practice of physic and surgery within the city and county of New-York*, with the amendments therewith delivered.

The bill and amendments were read; and the amendments being severally read a second time, were respectively concurred in by the House, and the bill amended accordingly.

*Ordered*, That Mr. Smith, of Suffolk county, and Mr. Berry deliver the bill to the honorable the Senate, and inform them that this House have concurred in the amendments, and have amended the bill accordingly.

A copy of a resolution of the honorable the Senate delivered by the Mr. Clinton and Mr. Tillotson, with the bill therein mentioned, was read, that the Senate do not concur with this House in two of their amendments to the bill entitled, *An act for establishing and opening lock navigations within this State*, which two amendments are for that purpose designated on the margin, and do concur in all the other amendments to the bill.

The said two amendments, whereby it was intended that each of the corporations mentioned in the bill should choose their first directors, instead of appointing the first directors by name in the bill; were again read and considered. Thereupon,

*Resolved*, That this House do recede from the said two amendments which are not concurred in by the honorable the Senate.

*Ordered*, That Mr. Hopkins and Mr. Conger deliver the bill and amendments, and a copy of the preceding resolution, to the honorable the Senate.

Mr. North, from the committee of the whole House on the bill entitled, *An act to regulate waggons in the counties therein mentioned*, reported, that the said bill having been read in the committee, and debates had thereon; Mr. Ford moved for a resolution that it was the opinion of the committee that the said bill should be rejected. That the question having been put on the motion of Mr. Ford, it was carried in the affirmative. That it was thereupon *Resolved*, as the opinion of the committee, that the said bill should be



rejected, which he was directed to report to the House ; and he read the report in his place and delivered the same with the bill in at the table, where the report was again read, and agreed to by the House. Thereupon,

*Resolved*, That the said bill be rejected.

Mr. North, from the committee of the whole House on the bill entitled, *An act to confirm a certain division and exchange made of a certain tract of land at Kinderhook in the county of Columbia, granted to John Hendrix de Bruyn, by letters patent bearing date the twenty-sixth day of December, one thousand six hundred and eighty-six*, reported, that the committee had gone through the bill without amendment, which he was directed to report to the House ; and he read the report in his place, and delivered the bill in at the table, where the same was again read, and agreed to by the House.

*Ordered*, That the bill be engrossed.

Mr. North, from the committee of the whole House on the bill entitled, *An act to enable Henry Bethune Stark to purchase and hold real estates within this State*, reported, that the committee had made progress therein, and had directed him to move for leave to sit again.

*Ordered*, That the said committee have leave to sit again.

Mr. Lewis moved for leave to bring in a bill entitled, *An act relative to the court of exchequer*.

By unanimous consent, *Ordered*, That leave be given accordingly.

Mr. Lewis, according to leave brought in the said bill, which was read the first time, and ordered a second reading.

Then the House adjourned until ten of the clock to-morrow morning.

FRIDAY, 10 o'clock, A. M. March 23d, 1792.

The bill entitled, *An act for the payment of the salaries of certain officers of government*, was read a second time, and committed to a committee of the whole House.

The engrossed bill entitled, *An act to confirm a certain division and exchange made of a certain tract of land at Kinderhook in the county of Columbia, granted to John Hendrix de Bruyn, by letters patent, bearing date the twenty-sixth day of December, one thousand six hundred and eighty-six*, was read the third time.

*Resolved*, That the bill do pass.

*Ordered*, That Mr. Hopkins and Mr. Conger deliver the bill to the honorable the Senate, and request their concurrence.

A message from the honorable the Senate delivered by Mr. Tillotson and Mr. Carpenter, with the bill therein mentioned, was read, that the Senate have passed the bill entitled, *An act to direct the Treasurer in issuing certificates for military services*, with the amendments therewith delivered.

The bill and amendments were read ; and the amendments being severally read a second time, were concurred in by the House, and the bill amended accordingly.

One of the amendments being to the title, the amended title is, *An act relative to unclaimed certificates now in the Treasury of this State*.

*Ordered*, That Mr. Hopkins and Mr. Conger deliver the bill to the honorable the Senate, and inform them that this House have concurred in the amendments, and have amended the bill accordingly.

Mr. M'Carty, from the committee to whom was referred the petition of John Reghtmire and Christian Petrie, praying a grant of certain lands on the east side of the Mohawk creek in their occupation, and for which they obtained a warrant of survey in the year 1769, reported, that it is the opinion of the committee that the prayer of the petitioners ought to be granted ; that the committee have prepared a bill for that purpose, and directed him to move for leave to bring in the same.

*Ordered*, That leave be given accordingly.

Mr. M'Carty according to leave brought in the said bill, entitled, *An act authorizing the commissioners of the land office to issue letters patent to John Reghtmire and Christian Petrie*, which was read the first time, and ordered a second reading.

Mr. M'Carty, from the committee to whom was referred the petition of Peter Zielen, Abraham Becker, and others, inhabitants of the south part of the town of Schoharie, praying that the town may be divided by an east and west line from the mouth of Stony or Weavers Kill, reported, that it is the opinion of the committee that the prayer of the petitioners ought to be granted ; that the committee have prepared a bill for that purpose, and directed him to move for leave to bring in the same.

*Ordered*, That leave be given accordingly.



Mr. M'Carty, according to leave brought in the said bill, entitled, *An act to divide the towns of Schoharie and Woodstock*, which was read the first time, and ordered a second reading.

Mr. Nicoll from the committee to whom was referred the petition of George Clarke, praying to be permitted to discharge the quit-rents due on his lands, and to commute for future quit-rents by payments in public securities, reported, that it is the opinion of the committee that the prayer of the petitioner ought to be granted; that the committee have prepared a bill for that purpose, and directed him to move for leave to bring in the same.

*Ordered*, That leave be given accordingly.

Mr. Nicoll, according to leave brought in the said bill, entitled; *An act for the relief of George Clarke*, which was read the first time, and ordered a second reading.

Mr. Purdy, from the committee to whom was referred the petition of Elijah Hunter, praying a grant of land under the water opposite to Singing-Kill; reported, that it is the opinion of the committee that the prayer of the petitioner ought to be granted; that the committee have prepared a bill for that purpose, and directed him to move for leave to bring in the same.

*Ordered*, That leave be given accordingly.

Mr. Purdy, according to leave brought in the said bill, entitled, *An act to enable the commissioners of the land office to grant to Elijah Hunter certain land under the water of the river Hudson*, which was read the first time and ordered a second reading.

Mr. W. S. Livingston, from the committee to whom was referred the petition of Elizabeth Leonard, reported, that previous to the late war the petitioner held two lots of land in the outward of the city of New-York by a lease from James DeLancey; that by the said lease the Lessee had power to remove the buildings and improvements thereon, within thirty days after the expiration of the said lease unless they were paid for by an appraisement to be made as in the said lease specified; that the estate of the said James De Lancey being forfeited to the people of this State, the commissioners of forfeitures for the southern district sold the said two lots with the improvements, without any appraisement as by the said lease was stipulated; that therefore it is the opinion of the committee, that such compensation should be made for the improvements erected on the said lot of ground, as the same were worth at the time of the sale made by the said commissioners.

The auditor for the State, to whom was referred the accounts and vouchers which accompanied the message of his Excellency the Governor on the 17th instant for expences incurred in securing the prisoners confined in the gaol of Columbia county, charged with the murder of the late sheriff of that county, reported, that he had examined the accounts and the vouchers which accompanied them, and find that an expence has been incurred in the execution of that business, amounting to eight hundred and twenty-six pounds, fourteen shillings and ten-pence. That in examining the accounts he finds a charge of twenty-eight pounds sixteen shillings, for forty-four blankets bought of Mr. Burrough; which sum he conceives ought to be deducted from the mens' wages, because it does not appear by the enlistment rolls that the men were entitled to blankets as a bounty.

*Ordered*, That the said report be committed to a committee of the whole House on the bill entitled, *An act for the payment of the salaries of certain officers of government*.

Mr. Sickles from the committee of the whole House on the bill entitled, *An act for the support of government*, reported, that in proceeding in the bill, and on coming to the blank where the salary to be allowed to his Excellency the Governor for administering the government was to be mentioned, Mr. North made a motion that sixteen hundred pounds should be mentioned in the said blank; that Mr. Gelston, as an amendment made a motion that the sum of fifteen hundred pounds should be mentioned in the said blank; and that Mr. Doughty, as a farther amendment, made a motion that the sum of twelve hundred pounds should be mentioned in the said blank. That the question having been put on the sum of sixteen hundred pounds proposed by the motion of Mr. North, it passed in the negative; that the question having been put on the sum of fifteen hundred pounds proposed by the motion of Mr. Gelston, it was carried in the affirmative; and that the words of "fifteen hundred pounds" were accordingly inserted in the bill.

That on coming to the blank where the salary to be allowed to the Chancellor was to be mentioned, Mr. Havens made a motion that the sum of six hundred pounds should



be there mentioned ; that Mr. Lush, as an amendment, made a motion that the sum of seven hundred pounds should be mentioned in the said blank ; and that Mr. *Speaker*, as an amendment, made a motion that the sum of eight hundred pounds should be mentioned in the said blank. That the question having been put whether the committee did agree to the sum of eight hundred pounds proposed by the motion of Mr. *Speaker*, it passed in the negative ; that the question having been put whether the committee did agree to the sum of seven hundred pounds proposed by the motion of Mr. Lush, it was carried in the affirmative ; and that the words " seven hundred pounds " were accordingly inserted in the said blank.

That on coming to the blank where the salary to be allowed to the Chief Justice was to be mentioned, Mr. Cornwell made a motion that the sum of six hundred pounds should be mentioned as the salary for the Chief Justice ; that Mr. Hoffman, as an amendment, made a motion that the sum of seven hundred pounds should be allowed. That the question having been put whether the committee did agree to the sum of seven hundred pounds proposed by the motion of Mr. Hoffman, it was carried in the affirmative, in the manner following, viz.

*For the A F F I R M A T I V E.*

Mr. Akin,	Mr. D. Fonda,	Mr. Lindsley,	Mr. Schermerhorn,
Mr. Baiker,	Mr. Foote,	Mr. Lush,	Mr. Smith, (of Suffolk)
Mr. Berry,	Mr. Ford,	Mr. M'Carty,	Mr. M. Smith,
Mr. Birdfall,	Mr. Frey,	Mr. M'Master,	Mr. W. P. Smith,
Mr. Brown,	Mr. Fitch,	Mr. Mitchell,	Mr. <i>Speaker</i> ,
Mr. Clark,	Mr. Graham,	Mr. Myers,	Mr. Talbot,
Mr. Coffin,	Mr. Hitchcock,	Mr. North,	Mr. Ten Broeck
Mr. Conger,	Mr. Hoffman,	Mr. Patterson,	Mr. Vail,
Mr. Converse,	Mr. Hogeboom,	Mr. Rosekrans,	Mr. Will,
Mr. De la Mater,	Mr. Knickerbacker,	Mr. Ryerfs,	Mr. Wylley.
Mr. J. A. Fonda,	Mr. Lewis,	Mr. Savage,	

*For the N E G A T I V E.*

Mr. Clowes,	Mr. Hasbrouck,	Mr. Newman,	Mr. J. Smith, (of Orange)
Mr. Coe,	Mr. Havens,	Mr. Nicoll,	Mr. Talmadge,
Mr. Cornwell,	Mr. Hopkins,	Mr. Purdy,	Mr. Tompkins.
Mr. Doughty,	Mr. Lawrence,	Mr. Scudder,	Mr. Van Cortlandt,
Mr. Gelston,	Mr. Marvin,		

That the words *seven hundred pounds* were accordingly inserted in the said blank.

That on coming to the blank where the salary to be allowed to each of the other judges of the Supreme Court was to be mentioned, Mr. Gelston made a motion that the sum of six hundred pounds should be mentioned as the salary for each ; that Mr. Hoffman, as an amendment made a motion that the sum of seven hundred pounds should be there mentioned as the salary to be allowed. That the question having been put, whether the committee did agree to the sum of seven hundred pounds proposed by the motion of Mr. Hoffman, it passed in the negative, in the manner following, viz:

*For the N E G A T I V E.*

Mr. Berry,	Mr. Ford,	Mr. Mitchell,	Mr. Scudder,
Mr. Birdfall,	Mr. Frey,	Mr. Myers,	Mr. Smith, (of Suffolk)
Mr. Clowes,	Mr. Gelston,	Mr. Newman,	Mr. J. Smith, (of Orange)
Mr. Coe,	Mr. Graham,	Mr. Nicoll,	Mr. W. P. Smith,
Mr. Conger,	Mr. Hasbrouck,	Mr. North,	Mr. Talbot,
Mr. Cornwell,	Mr. Hitchcock,	Mr. Patterson,	Mr. Talmadge,
Mr. De la Mater,	Mr. Hogeboom,	Mr. Purdy,	Mr. Ten Broeck,
Mr. Doughty,	Mr. Knickerbacker,	Mr. Rosekrans,	Mr. Vail,
Mr. J. A. Fonda,	Mr. Marvin,	Mr. Savage,	Mr. Van Cortlandt,
Mr. D. Fonda,	Mr. M'Carty,	Mr. Schermerhorn,	Mr. Wylley.
Mr. Foote,	Mr. M'Master,		

*For the A F F I R M A T I V E.*

Mr. Akin,	Mr. Converse,	Mr. Lewis,	Mr. M. Smith,
Mr. Baiker,	Mr. Havens,	Mr. Lindsley,	Mr. <i>Speaker</i> ,
Mr. Brown,	Mr. Hoffman,	Mr. Lush,	Mr. Tompkins,
Mr. Clarke,	Mr. Hopkins,	Mr. Ryerfs,	Mr. Will.
Mr. Coffin,			

That the question having been then put whether the committee did agree to the sum of *six hundred pounds* proposed by the motion of Mr. Gelston, it was carried in the affirmative, and that the words *six hundred pounds* were accordingly inserted in the said bill, as the amount of the salary to be allowed to each of the puisne Justices of the Supreme Court.

That Mr. Lewis then made a motion, that an additional allowance should be made to the *President* of the Senate and the *Speaker* of the Assembly for their services, beyond the other members of the Legislature ; and for that purpose, that a paragraph should be inserted in the bill, in the words following, viz.

" That the *President* of the Senate and *Speaker* of the Assembly, shall each be entitled to receive for every day he shall attend in his station,"



That the question having been put on the amendment proposed by the motion of Mr. Lewis, it was carried in the affirmative, in the manner following, viz.

*For the AFFIRMATIVE.*

Mr. Akin,	Mr. Frey,	Mr. W. S. Livingston,	Mr. Ryerfs,
Mr. Barker,	Mr. Fitch,	Mr. Lush,	Mr. Savage,
Mr. Berry,	Mr. Graham,	Mr. M'Carty,	Mr. Schermerhorn,
Mr. Brown,	Mr. Hasbrouck,	Mr. M'Master,	Mr. Scudder,
Mr. Clark,	Mr. Hitchcock,	Mr. Mitchell,	Mr. W. P. Smith,
Mr. Coffin,	Mr. Hoffman,	Mr. Myers,	Mr. Talbot,
Mr. Conger,	Mr. Hogeboom,	Mr. Nicoll,	Mr. Ten Broeck,
Mr. Converse,	Mr. Knickerbacker,	Mr. North,	Mr. Vail,
Mr. J. A. Fonda,	Mr. Lewis,	Mr. Patterson,	Mr. Will,
Mr. D. Fonda,	Mr. Lindley,	Mr. Rosekrans,	Mr. Wyllie.
Mr. Foote,	Mr. H. Livingston,		

*For the NEGATIVE.*

Mr. Birdfall,	Mr. Doughty,	Mr. Marvin,	Mr. Smith, (of Orange)
Mr. Clowes,	Mr. Gelston,	Mr. Newman,	Mr. Speaker,
Mr. Coe,	Mr. Havens,	Mr. Purdy,	Mr. Tallmadge,
Mr. Cornwell,	Mr. Hopkins,	Mr. Smith, (of Suffolk)	Mr. Tompkins.
Mr. De la Mater,	Mr. Lawrence,	Mr. M. Smith,	

That the said paragraph was accordingly inserted in the bill.

That on coming to the blank in the bill where the allowance per day to be made to the members of the Legislature was to be inserted, Mr. Cornwell made a motion that *twelve shillings* per day should be there mentioned; that Mr. Havens, as an amendment, made a motion that *fourteen shillings* per day should be there mentioned; that Mr. North, as a farther amendment, made a motion that *sixteen shillings* per day should be therein mentioned; that Mr. Birdfall, as a farther amendment, made a motion that *twenty shillings* per day should be there mentioned, as the allowance to the members of the Legislature.

That the question having been put whether the committee did agree that *twenty shillings* per day, proposed by the motion of Mr. Birdfall, should be the allowance to each of the members of the Legislature, it was carried in the affirmative, in the manner following, viz.

*For the AFFIRMATIVE.*

Mr. Akin,	Mr. J. A. Fonda,	Mr. Hopkins,	Mr. Myers,
Mr. Barker,	Mr. D. Fonda,	Mr. Knickerbacker,	Mr. North,
Mr. Berry,	Mr. Frey,	Mr. Lewis,	Mr. Rosekrans,
Mr. Birdfall,	Mr. Fitch,	Mr. Lindley,	Mr. Savage,
Mr. Brown,	Mr. Graham,	Mr. H. Livingston,	Mr. Schermerhorn,
Mr. Clark,	Mr. Hitchcock,	Mr. W. S. Livingston,	Mr. W. P. Smith,
Mr. Coffin,	Mr. Hoffman,	Mr. M'Carty,	Mr. Talbot,
Mr. Conger,	Mr. Hogeboom,	Mr. M'Master,	Mr. Vail.
Mr. Converse,			

*For the NEGATIVE.*

Mr. Clowes,	Mr. Havens,	Mr. Patterson,	Mr. Speaker,
Mr. Coe,	Mr. Lawrence,	Mr. Purdy,	Mr. Tallmadge,
Mr. Cornwell,	Mr. Lush,	Mr. Ryerfs,	Mr. Ten Broeck,
Mr. De la Mater,	Mr. Marvin,	Mr. Scudder,	Mr. Tompkins,
Mr. Doughty,	Mr. Mitchell,	Mr. Smith, (of Suffolk)	Mr. Van Cortlandt,
Mr. Foote,	Mr. Newman,	Mr. M. Smith,	Mr. Will,
Mr. Gelston,	Mr. Nicoll,	Mr. J. Smith, (of Orange)	Mr. Wyllie.
Mr. Hasbrouck,			

That *twenty shillings* per day was accordingly inserted in the said bill as the allowance to each of the members of the Legislature for their attendance.

That Mr. Talbot then made a motion that *forty shillings* per day, should be allowed to the *President* of the Senate, and the *Speaker* of the Assembly, for their services in their respective stations, to be mentioned in the blank in the paragraph before mentioned to have been proposed by the motion of Mr. Lewis; that Mr. J. A. Fonda, as an amendment, made a motion that *thirty shillings* per day should be mentioned in the said paragraph. That the question having been put whether the committee did agree to *forty shillings* per day, proposed by the motion of Mr. Talbot, it passed in the negative; that the question having been put whether the committee did agree to *thirty shillings* per day, proposed by the motion of Mr. J. A. Fonda, it was carried in the affirmative, in the manner following, viz.

*For the AFFIRMATIVE.*

Mr. Akin,	Mr. D. Fonda,	Mr. Knickerbacker,	Mr. Nicoll,
Mr. Barker,	Mr. Foote,	Mr. Lewis,	Mr. North,
Mr. Berry,	Mr. Frey,	Mr. Lindley,	Mr. Rosekrans,
Mr. Birdfall,	Mr. Fitch,	Mr. W. S. Livingston,	Mr. Ryerfs,
Mr. Brown,	Mr. Graham,	Mr. Lush,	Mr. Schermerhorn,
Mr. Clark,	Mr. Hasbrouck,	Mr. M'Carty,	Mr. W. P. Smith,
Mr. Coffin,	Mr. Hitchcock,	Mr. M'Master,	Mr. Ten Broeck,
Mr. Conger,	Mr. Hoffman,	Mr. Mitchell,	Mr. Will,
Mr. Converse,	Mr. Hogeboom,	Mr. Myers,	Mr. Wyllie.
Mr. J. A. Fonda,			



## For the NEGATIVE.

Mr. Clowes,	Mr. Havens,	Mr. Purdy,	Mr. J. Smith, (of Orange)
Mr. Coe,	Mr. Hopkins,	Mr. Savage,	Mr. Speaker,
Mr. Cornwell,	Mr. Lawrence,	Mr. Scudder,	Mr. Talmadge,
Mr. De la Mater,	Mr. Marvin,	Mr. Smith, (of Suffolk)	Mr. Tompkins,
Mr. Doughty,	Mr. Newman,	Mr. M. Smith,	Mr. Vail.
Mr. Gelston,	Mr. Patterfon,		

That the words *thirty shillings*, per day were accordingly written in the said blank as the allowance per day to the *President* of the Senate, and the *Speaker* of the Assembly, for their services in their respective stations; that the committee had gone through the bill and made amendments, which he was directed to report to the House; and he read the report in his place, and delivered the bill and amendments in at the table, where the same were again read and agreed to by the House.

*Ordered*, That the bill and amendments be engrossed.

A message from the honorable the Council of Revision, delivered by the honorable Mr. Justice Hobart, was read, that it does not appear improper to the Council, that the bill entitled, *An act for the relief of Benjamin Lyon*, the bill entitled, *An act to extend the act entitled, An act for the better laying out and keeping in repair the public highways and private roads in the county of West-Chester, to certain roads in the county of Montgomery*, and the bill entitled, *An act for the relief of certain baptists, having conscientious scruples against taking an oath*, should respectively become laws of this State.

Then the House adjourned until ten of the clock to-morrow morning.

SATURDAY, 10 o'clock, A. M. March 24th, 1792.

The bill entitled, *An act relative to the court of Exchequer*, the bill entitled, *An act authorizing the commissioners of the land office, to issue letters patent to John Reightmire and Christian Petrie*, the bill entitled, *An act to divide the towns of Schoharie and Woodstock*, the bill entitled, *An act for the relief of George Clarke*, and the bill entitled, *An act to enable the commissioners of the land office, to grant to Elijah Hunter, certain land under the water of the river Hudson*, were respectively read a second time, and committed to a committee of the whole House.

The engrossed bill entitled, *An act for the support of government*, was read the third time.

Mr. *Speaker* put the question whether the bill shall pass.

Debates having been had on the said question, it was carried in the affirmative, in the manner following, viz.

## For the AFFIRMATIVE.

Mr. Akin,	Mr. Ford,	Mr. H. Livingston,	Mr. Savage,
Mr. Barker,	Mr. Frey,	Mr. W. S. Livingston,	Mr. Schemerhorn,
Mr. Berry,	Mr. Fitch,	Mr. Lush,	Mr. Sickles,
Mr. Birdfall,	Mr. Graham,	Mr. M'Carty,	Mr. M. Smith,
Mr. Brown,	Mr. Hoffman,	Mr. M'Master,	Mr. W. P. Smith,
Mr. Coffin,	Mr. Hogeboom,	Mr. Mitchell,	Mr. Talbot,
Mr. Conger,	Mr. Hopkins,	Mr. Myers,	Mr. Ten Broeck,
Mr. Converse,	Mr. Knickerbacker,	Mr. Nicoll,	Mr. Vail,
Mr. D. Fonda,	Mr. Lewis,	Mr. North,	Mr. Will.
Mr. J. A. Fonda,	Mr. Lindsley,	Mr. Rosekrans,	

## For the NEGATIVE.

Mr. Clowes,	Mr. Gelston,	Mr. Marvin,	Mr. J. Smith, (of Orange)
Mr. Coe,	Mr. Hasbrouck,	Mr. Patterfon,	Mr. Tallmadge,
Mr. Cornwell,	Mr. Havens,	Mr. Purdy,	Mr. Tompkins,
Mr. De la Mater,	Mr. Hitchcock,	Mr. Ryels,	Mr. Van Cortlandt,
Mr. Doughty,	Mr. Lawrence,	Mr. Smith, (of Suffolk)	Mr. Wylley.

Thereupon, *Resolved*, That the bill do pass.

*Ordered*, That Mr. Smith of Suffolk county, and Mr. Berry deliver the bill to the honorable the Senate, and request their concurrence.

A message from the honorable the Senate, delivered by Mr. Carpenter and Mr. Cantine, with the bill therein mentioned, was read, that the Senate have passed the bill entitled, *An act for the relief of John Ten Broeck*, without amendment.

The honorable the Senate returned by Mr. Carpenter and Mr. Cantine, the bill entitled, *An act for the relief of Henry Livingston and others*.

*Ordered*, That Mr. Sickles and Mr. Schemerhorn deliver the two last mentioned bills to the honorable the Council of Revision.

A petition of Thomas Jenkins, Stephen Hogeboom, and others, inhabitants of Columbia county, praying leave to bring in a bill, for their incorporation as a bank, to be established in the city of Hudson, was read and committed to a committee of the whole House, on the bill entitled *An act to incorporate the Stockholders of the bank of Albany*.



A petition of Eleanor Blaau of the City of New-York, the widow of Waldron Blaau, deceased, stating her late loss and numerous family, and praying such allowance in lieu of her dower, or otherwise, out of the avails of her late husband's forfeited real estate, now in the treasury, either in gross, or in annual payments, as the Legislature may deem fit, was read and referred to Mr. M. Smith, Mr. Ford, and Mr. North.

A petition of Andrew Van Tuyl, James Renwick, Richard Lawrence, and others, merchants and traders in the city of New-York, for the reasons therein set forth; praying, that the bill now before the House, entitled, *An act to explain the act entitled, An act to restrain Hawkers and Pedlars*, may not pass into a law, was read, and committed to a committee of the whole House on the said bill.

A petition of the *Marshals and Constables* of the city of New-York, praying payment for their attendance on the several courts of justice in the said city, was read, and *Ordered to be laid on the table*.

Mr. Wylley, from the committee to whom was referred the petition of John Pestinger, praying payment for improvements on a lot of ground in the seventh ward of the city of New-York, reported, that it is opinion of the committee, that the prayer of the petitioner ought to be granted, and a clause for that purpose inserted in some proper bill.

*Ordered*, That the committee have leave to bring in such clause.

Mr. Sickles, from the committee to whom was referred the petition of Nathaniel Muncy, setting forth that he served as a private, three years in the time of the late war, accompanied by his discharge, dated the sixth of October, 1780, and praying a grant of bounty lands, reported, that from the discharge accompanying the petition, it appears, that the said Nathaniel Muncy served three years only, and was discharged upwards of two years previous to the termination of the war; that the committee are of opinion that the petitioner is not entitled to any compensation in lands in consequence of such service, and therefore that the prayer of the petitioner be not granted.

*Resolved*, That the House do concur with the committee in the said report.

A message from the honorable the Council of Revision, transmitted to this House by the honorable the Senate, was read, That it does not appear improper to the Council, that the bill entitled, *An act to establish a temporary jurisdiction line between the town of Schoenectady and the county of Saratoga*, the bill entitled, *An act for the relief of William Chace, and for keeping in repair the bridge erected over Hofick river*, the bill entitled, *An act to amend an act entitled, An act to regulate the repacking of beef and pork for exportation, so far as relates to the counties of Suffolk, Kings and Queens*, the bill entitled, *An act to repeal the acts therein mentioned*, the bill entitled, *An act for the relief of George Peck, and to repeal the twenty third section of the act entitled, An act for the payment of certain sums of money, and for other purposes therein mentioned*, and the bill entitled, *An act concerning administrations and escheats*, should respectively become laws of this State.

Mr. North, from the committee of the whole House, on the bill entitled, *An act to incorporate the stockholders of the bank of Albany*, reported, that the committee had gone through the bill and made amendments, which he was directed to report to the House; and he read the report in his place, and delivered the bill and amendments in at the table, where the same were again read and agreed to by the House.

*Ordered*, That the bill and amendments be engrossed.

Mr. North, from the committee of the whole House, on the bill entitled, *An act to enable Henry Bethune Stark to purchase and hold real estates within this State*, reported, that the committee had made progress therein, and had directed him to move for leave to sit again.

*Ordered*, That the said committee have leave to sit again.

Mr. North, from the committee of the whole House, on the bill entitled, *An act for the relief of Jane Croffet*, reported, that the committee had gone through the bill, made amendments and altered the title; that the altered title is, *An act for the relief of Susannah Small, and Jane Croffet*, which he was directed to report to the House; and he read the report in his place, and delivered the bill and amendments in at the table, where the same were again read, and agreed to by the House.

*Ordered*, That the bill and amendments be engrossed.

Mr. W. S. Livingston, from the committee of the whole House, on the bill entitled, *An act for building a Court-House in Richmond county*, reported, that the committee had gone through the bill, and made amendments, which he was directed to report to the



House ; and he read the report in his place, and delivered the bill and amendments in at the table, were the same were again read, and agreed to by the House.

*Ordered*, That the bill and amendments be engrossed.

*Ordered*, That the bill entitled, *An act for raising a further sum of money for completing the gaol and erecting a new court house in the city and county of Albany, and for other purposes therein mentioned*, be committed to the members of this House, from the city and county of Albany.

*Ordered*, That the bill entitled, *An act to regulate the streets and highways in the city of Hudson*, be committed to the members of this House, from Columbia county.

The honorable the Senate returned by Mr. Cantine, and Mr. Van Rensselaer, the bill entitled, *An act to regulate the practice of physic and surgery, within the city and county of New-York*.

*Ordered*, That Mr. W. P. Smith and Mr. Hitchcock, deliver the bill to the honorable the Council of Revision.

A message from the honorable the Senate delivered by Mr. Carpenter and Mr. Cantine, with the bill therein mentioned, was read, that the bill entitled, *An act for the establishing and opening lock navigations within this State*, is amended agreeable to the amendments concurred in by the honorable the Senate.

The amended bill having been examined,

*Ordered*, That Mr. Tompkins and Mr. Savage, return the bill to the honorable the Senate.

*Resolved*, That this House will on Monday next, resolve itself into a committee of the whole House, on the bill entitled *An act for the encouragement of a manufactory of glass wares, by a loan of money to the proprietor thereof*.

*Resolved*, That this House will on Tuesday, next resolve itself into a committee of the whole House, on the bill entitled, *An act for the regulation of sales by public auction, in the city and county of New-York*.

Then the House adjourned until Monday next at ten of the clock in the forenoon.

MONDAY, 10 o'clock, A. M. March 26th, 1792.

The engrossed bill entitled, *An act for building a court house in Richmond county*, was read the third time.

*Resolved*, That the bill do pass.

The engrossed bill entitled, *An act for the relief of Susannah Small and Jane Croffet*, was read the third time.

*Resolved*, That the bill do pass.

*Ordered*, That Mr. Hasbrouck and Mr. Marvin deliver the two last mentioned bills to the honorable the Senate, and request their concurrence to the same, respectively.

The engrossed bill entitled, *An act to incorporate the stockholders of the bank of Albany*, was read the third time.

*Resolved*, That the bill do pass.

*Ordered*, That Mr. Tompkins and Mr. Savage deliver the bill to the honorable the Senate, and request their concurrence.

On motion of Mr. Lewis, and by unanimous consent of the House, the petition of Peter Frey, relative to his services as an interpreter, and with the Oneida Indians, in the time of the late war, without any pecuniary compensation, and relative to his present state of indigence, was read and referred to Mr. Lewis, Mr. Birdsell, and Mr. Gelston.

Mr. Hopkins, from the committee to whom was referred the petition of Henry Spencer, an insolvent debtor in gaol in Albany, praying a special legislative interposition for his discharge, reported, that it is the opinion of the committee that the prayer of the petitioner ought not to be granted.

*Resolved*, That the House do concur with the committee in the said report.

Mr. Havens, from the committee to whom were referred, the report of the regents of the University, and the petition and representation of the trustees of Columbia College, reported, that the committee had prepared a bill on that subject, and had directed him to move for leave to bring in the same.

*Ordered*, That leave be given accordingly.

Mr. Havens, according to leave brought in the said bill entitled, *An act to encourage literature, by donations to Columbia College, and to the several academies in the State*, which was read the first time, and ordered a second reading.



A copy of a resolution of the honorable the Senate, delivered by Mr. Cantine and Mr. Van Rensselaer, was read, and is in the words following, viz.

“ *Resolved*, if the honorable the Assembly concur herein, that the attorney general for this State, be, and he is hereby authorized to compromise the claim of the representatives of Archibald Campbell, to a farm in Dutchess county, sold by certain commissioners under the State, to Stephen Ward, upon such terms as shall appear to him to be just, and the Legislature will make provision for payment of such sum as the attorney general shall agree to pay in satisfaction of such claim.”

The said resolution having been read and considered ;

*Resolved*, That this House do not concur with the honorable the Senate in the said resolution.

*Resolved*, if the honorable the Senate concur herein, that the attorney general for this State, be, and he is hereby authorized, to compromise the claim of the representatives of Archibald Campbell, to a farm in Dutchess county, sold by certain commissioners appointed on behalf of the people of this State, to Stephen Ward ; and also to two acres of land and a mill sold by the said commissioners to Jonathan G. Tompkins, upon such terms as shall appear to the said attorney general to be just ; and that the Legislature will make provision for such sums as the attorney general shall agree to pay in satisfaction of such claims.

*Resolved*, if the honorable the Senate concur herein, that the Legislature will adjourn on Saturday the thirty-first instant.

*Ordered,* That Mr. Tompkins and Mr. Savage deliver a copy of each of the three last preceding resolutions to the honorable the Senate.

Mr. Lush from the committee consisting of the members of this House from the city and county of Albany, to whom was committed the bill, entitled, *An act for raising a further sum of money for compleating the gaol, and erecting a new court-house in the city and county of Albany, and for other purposes therein mentioned*, reported, that the committee had gone through the bill without amendment, which he was directed to report to the House; and he read the report in his place, and delivered the bill in at the table, where the same was again read, and agreed to by the House.

*Ordered,* That the bill be engrossed.

Mr. Barker from the committee of the whole House on the bill entitled, *An act for building a court-house and gaol in the county of Ontario*, reported, that the committee had gone through the bill without amendment, which he was directed to report to the House; and he read the report in his place, and delivered the bill in at the table, where the same was again read, and agreed to by the House.

*Ordered*, That the bill be engrossed.

Mr. Barker, from the committee of the whole House, on the bill entitled, *An act for building a court-house and gaol in Rensselaer county*, reported, that after the bill had been read in the committee, and debates had thereon, Mr. Sickles made a motion that the committee would agree to a resolution, that the bill should be rejected.

That the question having been put on the motion of Mr. Sickles, it passed in the negative, in the manner following, viz.

*For the* N E G A T I V E.

Mr. Akin,	Mr. Frey,	Mr. H. Livingston,	Mr. Scudder,
Mr. Birdfall,	Mr. Fitch,	Mr. Lush,	Mr. Smith, (of Suffolk)
Mr. Coe,	Mr. Gelston,	Mr. M'Carty,	Mr. M. Smith,
Mr. Converse,	Mr. Hasbrouck,	Mr. M'Master,	Mr. <i>Speaker</i> ,
Mr. De la Mater,	Mr. Havens,	Mr. Patterson,	Mr. Tallmadge,
Mr. Doughty,	Mr. Hogeboom,	Mr. Savage,	Mr. Tompkins:
Mr. D. Fonda,	Mr. Hopkins,	Mr. Schermerhorn,	Mr. Vail.
Mr. Ford,	Mr. Lewis,		

*For the AFFIRMATIVE.*

Mr. Brown,	Mr. Graham,	Mr. Mitchell,	Mr. Ryerfs,
Mr. Clowes,	Mr. Hitchcock,	Mr. Myers,	Mr. Sickles,
Mr. Conger,	Mr. Knickerbacker,	Mr. Newman,	Mr. J. Smith, (of Orange)
Mr. J. A. Fonda,	Mr. Lindfley,	Mr. Nicoll,	Mr. Talbot,
Mr. Foote,	Mr. Marvin,	Mr. Rosekrans,	Mr. Ten Broeck.

The first enacting clause of the bill was again read in the words following, viz.

" Be it enacted by the people of the State of New-York, represented in Senate and Assembly, that in case the said sum of                      shall be paid into the treasury of the said county for the purposes aforesaid on or before the       day of       next, then and in such case, the supervisors of the several towns in the said county for the time being, or the major part of them, shall be, and they are hereby authorized and requir-



ed to direct to be raised and levied on the freeholders and inhabitants of the said county, the sum of                      for building a                      in the said county, with the additional sum of                      in the pound for collecting the same; which said sum shall be raised, levied and collected in like manner as the other necessary and contingent charges of the county are levied and collected."

That the said clause having been read, and debates had thereon, Mr. Sickles made a motion, that all that part of the said clause tending to levy and collect money in the said county should be obliterated.

That the question having been put on the motion of Mr. Sickles, it also passed in the negative, in the manner following, viz.

*For the* N E G A T I V E.

Mr. Akin,	Mr. Doughty,	Mr. Lawrence,	Mr. Ryerfs,
Mr. Birdfall,	Mr. Frey,	Mr. H. Livingston,	Mr. Schermerhorn,
Mr. Clowes,	Mr. Fitch,	Mr. W. S. Livingston,	Mr. Smith, (of Suffolk)
Mr. Coe,	Mr. Gelston,	Mr. Lush,	Mr. M. Smith,
Mr. Coffin,	Mr. Graham,	Mr. Marvin,	Mr. <i>Speaker</i> ,
Mr. Conger,	Mr. Havens,	Mr. M'Carty,	Mr. Tallmadge,
Mr. Converse,	Mr. Hitchcock,	Mr. M'Master,	Mr. Tompkins,
Mr. Cornwell,	Mr. Hopkins,	Mr. Nicoll,	Mr. Vail.

*For the* A F F I R M A T I V E.

Mr. Brown,	Mr. Foote,	Mr. Lindley,	Mr. Rosekrans,
Mr. De la Mater,	Mr. Ford,	Mr. Newman,	Mr. Savage,
Mr. J. A. Fonda,	Mr. Knickerbacker,	Mr. Patterson,	Mr. Sickels,
Mr. D. Fonda,			

That the committee had made further progress in the bill, and had directed him to move for leave to sit again.

*Ordered*, That the said committee have leave to sit again.

Then the House adjourned until ten of the clock to-morrow morning.

TUESDAY, 10 o'clock, A. M. March 27th, 1792.

The engrossed bill, entitled *An act for building a court-house and gaol in the county of Ontario*, was read the third time.

*Resolved*, That the bill do pass.

*Ordered*, That Mr. Tompkins and Mr. Savage deliver the bill to the honorable the Senate, and request their concurrence.

The bill entitled, *An act to encourage literature, by donations to Columbia College, and to the several academies in the State*, was read a second time, and committed to a committee of the whole House.

Mr. W. P. Smith, from the committee of the whole House, on the bill, entitled, *An act for the payment of the salaries of certain officers of government*, reported, that the committee had gone through the bill, added several clauses, and altered the title by adding thereto the words, *And all other contingent expences*, which he was directed to report to the House; and he read the report in his place, and delivered the bill and clauses in at the table, where the same were again read, and agreed to by the House.

*Ordered*, That the bill and clauses be engrossed.

Mr. Lewis, from the committee to whom was referred the petition of Peter Frey, relative to his services in the time of the late war, reported, that his services entitle him to some compensation from this State; and that a clause should be added to some bill for that purpose.

*Resolved*, That the House do concur with the committee in the said report.

A message from the honorable the Senate, delivered by Mr. Gansevoort and Mr. Roosevelt, with the bill therein mentioned, was read, that the Senate have passed a bill, entitled, *An act for the support of the hospital in the city of New-York*, to which they request the concurrence of this House.

The said bill was read the first time, and ordered a second reading.

A message from the honorable the Council of Revision, delivered by the honorable Mr. Justice Hobart, was read, That it does not appear improper to the Council that the bill, entitled, *An act for the relief of Henry Livingston and others*, the bill, entitled, *An act for the relief of John Ten Broeck*, and the bill, entitled, *An act to regulate the practice of physic and surgery, within the city and county of New-York*, should severally become laws of this State.

Mr. Hoffman, from the committee of the whole House, on the bill, entitled, *An act for the encouragement of a manufactory of glass wares, by a loan of money to the proprietor thereof*, reported, that the committee had gone through the bill, made amendments, and altered the title; that the altered title is, *An act for the encouragement of certain manufac-*



teries, by loans of money to the proprietors of the same, which he was directed to report to the House; and he read the report in his place, and delivered the bill and amendments in at the table, where the same were again read, and agreed to by the House.

*Ordered,* That the bill and amendments be engrossed.

Mr. Ford, from the committee consisting of the members of this House from the county of Columbia, to whom was referred the bill entitled, *An act for regulating the streets and highways in the city of Hudson*, reported, that the committee had gone through the bill, made amendments and altered the title; that the altered title is, *An act for the better regulating the streets and public highways in the city of Hudson*, which he was directed to report to the House; and he read the report in his place, and delivered the bill and amendments in at the table, where the same were again read, and agreed to by the House.

*Ordered,* That the bill and amendments be engrossed.

Mr. D. Fonda, from the committee to whom was referred the petition of Dorothy Elizabeth Keller and others, praying a legislative provision for obtaining a conveyance (in lieu of a conveyance consumed by fire in time of the late war) for lands purchased of Frederick Young, whose estate has been forfeited to the people of this State, reported, that it is the opinion of the committee that the prayer of the petitioners ought to be granted; that the committee have prepared a bill for that purpose, and directed him to move for leave to bring in the same.

*Ordered,* That leave be given accordingly.

Mr. D. Fonda, according to leave, brought in the said bill, entitled, *An act for the relief of the representatives of Felix Keller, late of Canajoharie, deceased*, which was read the first time, and ordered a second reading.

The engrossed bill, entitled, *An act for raising a further sum of money for completing the gaol and erecting a new court house in the city and county of Albany, and for other purposes therein mentioned*, was read the third time.

*Resolved,* That the bill do pass.

*Ordered,* That Mr. Graham and Mr. Tallmadge, deliver the bill to the honorable the Senate, and request their concurrence.

*Resolved,* That this House will to-morrow, resolve itself into a committee of the whole House, on the bill, entitled *An act for the regulation of sales by public auction, in the city and county of New-York*.

Mr. Hoffman, from the committee of the whole House, on the bill, entitled; *An act for the relief of John Dorn*, reported, that the committee had made progress in the bill, and had directed him to move for leave to sit again.

*Ordered,* That the said committee have leave to sit again.

Mr. Hoffman, from the committee of the whole House, on the bill, entitled, *An act to explain and amend an act, entitled, An act for the partition of lands*, reported, that the committee had gone through the bill without amendment, which he was directed to report to the House; and he read the report in his place, and delivered the same with the bill in at the table, where the report was again read, and agreed to by the House.

Mr. Barker, from the committee of the whole House, on the bill, entitled, *An act granting an additional sum to the loan officers of the counties of Albany and Montgomery*, reported, that the committee had gone the bill, made amendments, and altered the title; that the altered title is, *An act to grant an additional compensation to the loan officers of the counties of Albany and Montgomery, and relating to the loan offices of the said counties*, which he was directed to report to the House; and he read the report in his place, and delivered the bill and amendments in at the table, where the same were again read, and agreed to by the House.

*Ordered,* That the bill and amendments be engrossed.

Mr. W. S. Livingston, pursuant to notice by him formerly given for that purpose, moved for leave to bring a bill, entitled, *An act making the office of mayoralty of the city of New-York elective, and for other purposes therein mentioned*.

*Ordered,* That leave be given accordingly.

Mr. W. S. Livingston, according to leave, brought in the said bill, which was read the first time, and ordered a second reading.

Mr. Havens, pursuant to notice by him given for that purpose yesterday, moved for leave to bring in a bill, entitled, *An act allowing certain fees to the secretary of the State, for issuing patents for lands sold by the commissioners of the land office*.

*Ordered,* That leave be given accordingly.



Mr. Havens, according to leave brought in the said bill, which was read the first time, and ordered a second reading.

Then the House adjourned until at ten of the clock to-morrow morning.

WEDNESDAY, 10 o'clock, A. M. March 28th, 1792.

The bill entitled, *An act for the support of the hospital of the city of New-York*, the bill entitled, *An act for the relief of the representatives of Felix Keller, late of Canajoharie, deceased*, the bill entitled, *An act making the office of mayoralty of the city of New-York, elective, and for other purposes therein mentioned*, and the bill, entitled, *An act allowing certain fees to the Secretary of the State, for issuing patents for lands sold by the commissioners of the land office*, were respectively read a second time and committed to a committee of the whole House.

The engrossed bill, entitled, *An act for the encouragement of certain manufactories, by loans of money to the proprietors thereof*, was read the third time.

*Resolved*, That the bill do pass.

The engrossed bill, entitled, *An act for the better regulating the streets and public highways in the city of Hudson*, was read the third time.

*Resolved*, That the bill do pass.

The engrossed bill, entitled, *An act to grant an additional compensation to the loan officers of the counties of Albany and Montgomery, and relating to the loan offices of the said counties*, was read the third time.

*Resolved*, That the bill do pass.

*Ordered*, That Mr. Havens and Mr. Lawrence, deliver the three last mentioned bills to the honorable the Senate, and request their concurrence to the said bills, respectively.

The bill, entitled, *An act to explain and amend an act, entitled, An act for the partition of lands*, was read the third time.

*Resolved*, That the bill do pass.

*Ordered*, That Mr. Havens and Mr. Lawrence, deliver the bill to the honorable the Senate, and inform them that this House have passed the bill without amendment.

A copy of a resolution of the honorable the Senate, delivered by Mr. Gansevoort and Roosevelt, was read, and is in the words following, viz.

“*Resolved*, if the honorable the Assembly concur herein, that the petition of Henry B. Vrooman, with the papers accompanying the same, be referred to the surveyor general, to report upon, at the next meeting of the Legislature.”

*Resolved*, That this House do concur with the honorable the Senate in the said resolution.

*Ordered*, That Mr. Havens and Mr. Lawrence deliver a copy of the last preceding resolution of concurrence to the honorable the Senate.

*Resolved*, if the honorable the Senate concur herein, that the Treasurer be directed to make without delay, such payments to the bank of the United States, out of any monies which may be in the treasury, and out of the six per cent. stock in the funds of the United States, held by this State, as will compleat all the shares held by this State in the said bank.

*Ordered*, That Mr. Havens and Mr. Lawrence deliver a copy of the last preceding resolution to the honorable the Senate.

*Ordered*, That Mr. Havens, Mr. Hitckcock, Mr. Sickles, Mr. Tompkins and Mr. Lawrence, be a committee to enquire in the present state of the hospital of the State of New-York, and the prospects (with sufficient support) of its advantages and utility to the State, and to report thereon to this House.

A petition of Edward Hinman, Isaac Norton, and others, stiling themselves inhabitants of Freehold in the said State, relative to their occupancy of lands granted to other persons in the year 1768, was read, and referred to the attorney general to report thereon.

A petition of Matthew Hunter, praying an allowance for military services at various times in the late war, was read, and referred to Mr. Hasbrouck, Mr. Coffin, and Mr. Knickerbacker.

A petition of Solomon Townsend and Thomas Mitchell, assignees of Samuel Townsend late of Fredericks-Town, in the county of Dutchess, an insolvent debtor, relative to a ballance alledged to be due on the accounts of the said Samuel Townsend, as an assistant State agent, was read, and referred to Mr. M'Carty, Mr. Wylley and Mr. Paterson,



A petition of Charles Platt, Melancton Lloyd Woolsey and others, inhabitants of Clinton county, praying a grant of the ninth township of the military lands in their neighbourhood, for the support of an academy, was read, and referred to Mr. Ford, Mr. Hopkins and Mr. J. A. Fonda.

A petition of Jane Sloan, praying payment of demands against certain forfeited estates, was read, and referred to a committee of the whole House, on the bill for the relief of John Dorn.

A petition of John Kelly, praying a law directing the Treasurer to pay him £.84 1 4s or a grant of lands from this State, to that value, for his extra expence occasioned by the late cession to Vermont, was read, and referred to Mr. Talbot, Mr. North, and Mr. Barker.

A copy of a resolution of the honorable the Senate, delivered by Mr. Gelston and Mr. Sands, was read, concurring with this House in their resolution of the 26th instant, authorizing the attorney general to compromise the claims in the said resolution mentioned.

A message from the honorable the Senate, delivered by Mr. Gelston and Mr. Sands, with the bill therein mentioned, was read, that the Senate have concurred in the amendments to the bill, entitled, *An act for the relief of Elnathan Fitch and Jonathan Fitch*, and have amended the bill accordingly.

The amended bill having been examined;

*Ordered*, That Mr. Ford, and Mr. De la Mater return the bill to the honorable the Senate.

A message from the honorable the Senate, delivered by Mr. Gelston and Mr. Sands, with the bill therein mentioned, was read, that the Senate have passed the bill, entitled, *An act to enable the corporation therein mentioned, to assume the name of the rector and inhabitants of Poughkeepsie, in communion of the protestant episcopal church in the State of New-York*, without amendment.

*Ordered*, That Mr. Nicoll and Mr. M'Carty, deliver the bill to the honorable the Council of Revision.

A message from the honorable the Senate, also delivered by Mr. Gelston and Mr. Sands, with the bill therein mentioned, was read, that the Senate have passed the bill, entitled, *An act for the relief of Abraham Lott*, with the amendment therewith delivered. The bill and amendment were read, and the amendment was concurred in by the House, and the bill amended accordingly.

*Ordered*, That Mr. Ford and Mr. De la Mater deliver the bill to the honorable the Senate and inform them that this House have concurred in the amendment, and have amended the bill accordingly.

A message from the honorable the Senate delivered by Mr. Van Rensselaer and Mr. Gansevoort, with the bill therein mentioned, was read, that the Senate have passed the bill, entitled, *An act to authorize the Treasurer of this State to pay to sundry persons, the several sums of money therein mentioned*, with the amendments therewith delivered.

The bill and amendments were read; one of the amendments being read a second time, is, to insert a clause in the words following, viz.

“ And be it further enacted, That the Treasurer shall be, and is hereby directed to pay to William Lawrence and Richard Seaman, ninety-two pounds, fifteen shillings and four pence, being the amount of money belonging to them, and which was paid by Charles Duryee by order of a committee of the convention of this State, in the year one thousand seven hundred and seventy-seven; and to Thomas Ten Eyck, the sum of one hundred and forty-seven pounds, fourteen shillings and eight pence, and to Thomas Ten Eyck and Edmun Seaman, the sum of eighty pounds, nine shillings and four pence, being the amount of monies belonging to them, and taken from Lamontis Noé, by order of the commissioners for detecting and defeating conspiracies in the year 1777.

Mr. *Speaker* put the question whether the House did concur with the honorable the Senate in the said amendment, and it passed in the negative, in the manner following, viz.

v  
*For the* N E G A T I V E.

Mr. Akin,  
Mr. Barker,  
Mr. Berry,  
Mr. Birdfall,  
Mr. Brown,  
Mr. Coe,  
Mr. Conger,

Mr. Converse,  
Mr. J. A. Fonda,  
Mr. Foote,  
Mr. Frey,  
Mr. Graham,  
Mr. Hasbrouck,

Mr. Hopkins,  
Mr. Marvin,  
Mr. M'Carty,  
Mr. Myers,  
Mr. Newman,  
Mr. North,

Mr. Patterson,  
Mr. Sickels,  
Mr. Smith, (of Suffolk)  
Mr. J. Smith, (of Orange)  
Mr. Talbot,  
Mr. Talimadge.



## For the AFFIRMATIVE.

Mr. Clowes,	Mr. Ford,	Mr. Lindley,	Mr. Savage,
Mr. Coffin,	Mr. Fitch,	Mr. H. Livingston,	Mr. Schermerhorn,
Mr. Cornwell,	Mr. Gelston,	Mr. M'Master,	Mr. M. Smith,
Mr. De la Mater,	Mr. Havens,	Mr. Nicoll,	Mr. W. P. Smith,
Mr. Doughty,	Mr. Hogeboom,	Mr. Rosekrans,	Mr. Tompkins,
Mr. D. Fonda,	Mr. Lawrence,	Mr. Ryerfs,	Mr. Vail.

Thereupon, *Resolved*, That this House do not concur with the honorable the Senate in the said amendment.

*Ordered*, That the further consideration of the said amendments, be postponed until to-morrow.

Then the House adjourned until ten of the clock to-morrow morning.

THURSDAY, 10 o'clock, A. M. March 29th, 1792.

The engrossed bill entitled, *An act for the payment of the salaries of certain officers of government, and other contingent expences*, was read the third time.

*Resolved*, That the bill do pass.

*Ordered*, That Mr. Ford, and Mr. De la Mater deliver the bill to the honorable the Senate, and request their concurrence.

A copy of a resolution of the honorable the Senate, delivered by Mr. Williams and Mr. Savage, was read, that the Senate do concur with the honorable the Assembly in their resolution of yesterday, directing the Treasurer of this State to make certain payments to compleat the shares held by this State, in the bank of the United States.

Mr. North, from the committee of the whole House on the bill, entitled, *An act for the regulation of sales by public auction in the city and county of New-York*, reported, that the committee had gone through the bill, made amendments and altered the title; that the altered title is, *An act ascertaining the number of auctioneers in the city and county of New-York, for securing the duties, and prohibiting the sale of public stock at auction*, which he was directed to report to the House; and he read the report in his place, and delivered the bill and amendments in at the table, where the same were again read, and agreed to by the House.

*Ordered*, That the bill and amendments be engrossed.

The attorney general, to whom was referred the petition of Edward Hinman, Isaac Norton, and others, relative to their occupancy of lands granted to other persons in the year 1768, and alledging a non-compliance with the conditions of the grants, reported, that all questions respecting forfeitures for non-performance of any condition, contained in any grant or letters patent, are proper to be decided at law only; and that therefore the prayer of the petitioners ought *not to be granted*. Thereupon,

*Resolved*, That the *prayer of the petitioners be not granted*.

*Resolved*, That this House will to-morrow, resolve itself into a committee of the whole House, on each of the following bills, viz.

The bill, entitled, *An act extending the time for granting lands in Chemung*, the bill, entitled, *An act for the relief of Bass Chard, Samuel Hatch, and others*, and the bill, entitled, *An act for the relief of Benjamin Birdfall and his associates*.

The House then proceeded to the further consideration of the amendments of the honorable the Senate to the bill, entitled, *An act to authorize the Treasurer of this State to pay to sundry persons the several sums of money therein mentioned*, and the whole of the said amendments having been read and considered, the fourth amendment, which is to obliterate the clause respecting the accounts of Jonathan Lawrence, and two parts of the sixth amendment, viz. The one for permitting the persons therein named to have their claims against forfeited estates, liquidated and settled, and the other for the payment of certain sums to William Lawrence and others therein named, which amendments are particularly designated, were not concurred in, and the other amendments were concurred in by the House. Thereupon,

*Resolved*, That this House do not concur with the honorable the Senate in the fourth amendment, nor in two paragraphs of the sixth amendment, which are for that purpose designated, and do concur in the other amendments to the bill.

*Ordered*, That Mr. Ten Broeck and Mr. Rosekrans, deliver the bill and amendments, and a copy of the preceding resolution to the honorable the Senate.

A message from the honorable the Senate delivered by Mr. Gansevoort and Mr. Roosevelt, with the bill therein mentioned, was read, that the Senate have passed the bill, entitled, *An act to enable the commissioners of the land office to direct letters patent to be granted to certain persons, for the quantities of land therein mentioned*, with the amendments therewith delivered.



The bill and amendments were read ; and the amendments being severally read a second time, the first and last amendments were concurred in, and the other amendments were not concurred in by the House. Thereupon,

*Resolved*, That this House do concur in the first and the last amendments, and do not concur in the other amendments to the bill.

*Ordered*, That Mr. Ten Broeck and Mr. Rosekrans, deliver the bill and amendments, and a copy of the last preceding resolution to the honorable the Senate.

Mr. North, from the committee of the whole House, on the bill entitled, *An act to enable Henry Bethune Stark to purchase and hold real estates, within this State*, reported; that the committee had gone through the bill, made amendments, and altered the title; that the altered title is, *An act to enable certain persons therein named, to purchase and hold real estates, within this State*, which he was directed to report to the House; and he read the report in his place, and delivered the bill and amendments in at the table, where the same were again read, and agreed to by the House.

*Ordered*, That the bill and amendments be engrossed.

Mr. North, from the committee of the whole House, on the bill, entitled, *An act for the relief of John Dorn*, reported, that the committee had gone through the bill, made amendments and altered the title; that the altered title is, *An act for the relief of John Dorn and others, having claims against forfeited estates*, which he was directed to report to the House; and he read the report in his place, and delivered the bill and amendments in at the table, where the same were again read, and agreed to by the House.

*Ordered*, That the bill and amendments be engrossed.

Mr. Lush, from the committee of the whole House on the bill, entitled, *An act to vest in the corporation of the episcopal church in the town of Yonkers, in the county of West-Chester, and State of New-York, the church and lands therein mentioned*, reported, that the committee had gone through the bill without amendment, which he was directed to report to the House; and he read the report in his place, and delivered the bill and report in at the table, where the report was again read, and agreed to by the House.

Mr. Coffin, pursuant to leave given on the prayer of the petition of Thomas Jenkins and others, brought in a bill, entitled, *An act to incorporate the stockholders of the bank of Columbia*, which was read the first time, and ordered a second reading.

Then the House adjourned, until ten of the clock to-morrow morning.

FRIDAY, 10 o'clock, A. M. March 30th, 1792.

The bill, entitled, *An act to incorporate the stockholders of the bank of Columbia*, was read a second time, and committed to a committee of the whole House.

The engrossed bill, entitled, *An act ascertaining the number of Auctioneers in the city and county of New-York, for securing the duties, and prohibiting the sale of public stock at auction*, was read the third time.

*Resolved*, That the bill do pass.

The engrossed bill, entitled, *An act to enable certain persons therein named, to purchase and hold real estates, within this State*, was read the third time.

*Resolved*, That the bill do pass.

The engrossed bill, entitled, *An act for the relief of John Dorn and others, having claims against forfeited estates*, was read the third time.

*Resolved*, That the bill do pass.

*Ordered*, That Mr. Ten Broeck and Mr. Rosekrans, delivered the three last mentioned bills, to the honorable the Senate, and request their concurrence to the same respectively.

The bill, entitled, *An act to vest in the corporation of the episcopal church in the town of Yonkers, in the county of West-Chester, and State of New-York, the church and lands therein mentioned*, was read the third time.

*Resolved*, That the bill do pass.

*Ordered*, That Mr. Ten Broeck and Mr. Rosekrans, deliver the bill to the honorable the Senate, and inform them that this House have passed the bill without amendment.

A message from the honorable the Senate, delivered by Mr. Webster and Mr. Michau, with the bill therein mentioned, was read, that the Senate have passed the bill, entitled, *An act for raising a further sum of money for completing the gaol, and erecting a new court-house in the city and county of Albany, and for other purposes therein mentioned*, with the amendments therewith delivered.

The bill and amendments were read; and the amendments being read a second time were concurred in by the House, and the bill amended accordingly.



*Ordered*, That Mr. Ten Broeck and Mr. Rosekrans deliver the bill to the honorable the Senate, and inform them, that this House have concurred in the amendments, and have amended the bill accordingly.

The honorable the Senate returned by Mr. Webster and Mr. Micheau the bill, entitled, *An act for the relief of Abraham Lott*.

*Ordered*, That Mr. W. S. Livingston and Mr. D. Fonda, deliver the bill to the honorable the Council of Revision.

A copy of a resolution of the honorable the Senate, delivered by Mr. Pye and Mr. Van Cortlandt, was read, and is in the words following, viz.

“ *Resolved*, if the honorable the Assembly concur herein, that the Secretary of this State cause to be printed two hundred copies of the act, entitled, *An act for establishing and opening lock navigations within this State*, and that he transmit ten copies without delay, to each board of commissioners appointed by the said act for taking subscriptions, and deliver the residue to the clerk of the Senate, and the clerk of the Assembly, respectively.”

*Resolved*, That the House do concur with the honorable the Senate, in the said resolution.

A message from the honorable the Senate, delivered by Mr. Pye and Mr. Van Cortlandt, with the bill therein mentioned, was read, that the Senate have passed the bill, entitled, *An act authorizing the mayor, aldermen and commonalty of the city of New-York, to fill in and raise the tract of land in the said city, called the meadows, and for continuing Roosevelt street*, with the amendments therewith delivered.

The bill and amendments were read; and the amendments being read a second time, were concurred in by the House, and the bill amended accordingly. One of the amendments is to insert in the title, the name of *Frankford street*.

*Ordered*, That Mr. Purdy and Mr. Patterson, deliver the bill to the honorable the Senate, and inform them that this House have concurred in the amendments, and have amended the bill accordingly.

Mr. Smith, of Suffolk county, from the committee of the whole House, on the bill, entitled, *An act to extend the time for granting lands in Chemung*, reported, that the committee had gone through the bill, made amendments, and altered the title, by inserting therein the words, *the town of*, which he was directed to report to the House; and he read the report in his place, and delivered the bill and amendments in at the table, where the same were again read, and agreed to by the House.

*Ordered*, That the bill and amendments be engrossed.

Mr. Smith, of Suffolk county, from the committee of the whole House, on the bill entitled, *An act for the relief of Bafs Chard, Samuel Hatch and others*, reported, that the committee have made progress in the bill, and have directed him to move for leave to fit again.

*Ordered*, That the said committee have leave to fit again.

Mr. Smith, of Suffolk county, from the committee of the whole House, on the bill entitled, *An act for the relief of Benjamin Birdfall and his associates*, reported, that the bill having been read in the committee, was in the words following, viz.

“ Be it enacted by the people of the State of New-York, represented in Senate and Assembly, that it shall, and may be lawful for the commissioners of the land-office to direct a quantity of the vacant and unappropriated lands in this State, equal to miles square, to be surveyed at such place as they shall judge proper, at the expence of Benjamin Birdfall and his associates, being all the persons who were concerned or associated in taking leases of the six nations of Indians within this State; and to issue patents to the said Benjamin Birdfall and his associates, in equal quantities of the said lands, according to their number, upon the return of the surveyor general, of the said lands, being laid out in as many lots, as there are persons associated as aforesaid.”

That the said bill having been read, the question was put whether the committee did agree to the same, and it was carried in the affirmative, in the manner following, viz.

*For the A F F I R M A T I V E.*

Mr. Barker,	Mr. Fitch,	Mr. M'Carty,	Mr. Schermerhorn,
Mr. Berry,	Mr. Hoffman,	Mr. Mitchell,	Mr. Sickles,
Mr. Brown,	Mr. Hogeboom,	Mr. Myers,	Mr. J. Smith, (of Orange)
Mr. Clark,	Mr. Hopkins,	Mr. Nicoll,	Mr. Speaker,
Mr. Coe,	Mr. Knickerbacker,	Mr. North,	Mr. Tallmadge,
Mr. De la Mater,	Mr. W. S. Livingston,	Mr. Rosekrans,	Mr. Ten Broeck,
Mr. J. A. Fonda,	Mr. Lush,	Mr. Ryerfs,	Mr. Van Cortlandt,
Mr. Ford,	Mr. Marvin,	Mr. Savage,	Mr. Will.



*For the NEGATIVE.*

Mr. Clowes,  
Mr. Conger,  
Mr. Cornwell,  
Mr. Doughty,  
Mr. Frey,

Mr. Gelston,  
Mr. Graham,  
Mr. Hasbrouck,  
Mr. Havens,

Mr. Lawrence,  
Mr. Newman,  
Mr. Patterson,  
Mr. W. P. Smith,

Mr. Talbot,  
Mr. Tompkins,  
Mr. Vail,  
Mr. Wylley.

That Mr. Ford made a motion, that in the blank in the bill for the number of miles, the word *ten* should be inserted; that Mr. Gelston as an amendment, made a motion, that the word *five*, should be inserted in the same blank; that the question having been put, whether the committee did agree to *ten miles square*, proposed by the motion of Mr. Ford, it was carried in the affirmative, in the manner following, viz.

*For the AFFIRMATIVE.*

Mr. Barker,  
Mr. Berry,  
Mr. Brown,  
Mr. Clark,  
Mr. Coe,  
Mr. De la Mater,  
Mr. Ford,

Mr. Fitch,  
Mr. Hoffman,  
Mr. Hogeboom,  
Mr. Hopkins,  
Mr. W. S. Livingston,  
Mr. Lush,  
Mr. Marvin,

Mr. M'Master,  
Mr. Mitchell,  
Mr. Myers,  
Mr. Rosekrans,  
Mr. Savage,  
Mr. Schermerhorn,  
Mr. Sickles,

Mr. M. Smith,  
Mr. J. Smith, (of Orange)  
Mr. W. P. Smith,  
Mr. *Speaker*,  
Mr. Tallmadge,  
Mr. Ten Broeck.

*For the NEGATIVE.*

Mr. Clowes,  
Mr. Conger,  
Mr. Cornwell,  
Mr. Doughty,  
Mr. J. A. Fonda,  
Mr. Frey,

Mr. Gelston,  
Mr. Graham,  
Mr. Hasbrouck,  
Mr. Havens,  
Mr. Knickerbacker,  
Mr. Lawrence,

Mr. M'Carty,  
Mr. Newman,  
Mr. Nicoll,  
Mr. North,  
Mr. Patterson,  
Mr. Ryerfs,

Mr. Talbot,  
Mr. Tompkins,  
Mr. Vail,  
Mr. Van Cortlandt,  
Mr. Will,  
Mr. Wylley.

That the committee had gone through the bill without amendment, which he was directed to report to the House; and he read the report in his place, and delivered the bill in at the table, where the same was again read, and agreed to by the House.

*Ordered*, That the bill be engrossed.

Mr. Talbot, from the committee to whom was referred the petition of John Kelly, presented to this House on the 28th instant, reported, that the facts set forth in the petition appear to be well supported; but that as the object contained in the prayer of the petition, involves consequences of great magnitude to the State, and as the legislature will probably soon adjourn, the committee are of opinion, that the consideration thereof ought to be postponed, until the next meeting of the legislature.

*Resolved*, That the House do concur with the committee in the said report.

Mr. Barker, from the committee of the whole House, on the bill, entitled, *An act to explain the charter granted to the trustees of the late parish, now town of Newburgh, and for other purposes therein mentioned*, reported, that the committee had made progress therein, and had directed him to move for leave to sit again.

*Ordered*, That the said committee have leave to sit again.

Mr. Barker, from the committee of the whole House, on the bill, entitled, *An act allowing certain fees to the secretary of the State, for issuing patents for lands sold by the commissioners of the land office*, reported, that the committee had made progress in the bill, and had directed him to move for leave to sit again.

*Ordered*, That the said committee have leave to sit again.

*Resolved*, That this House will to-morrow, resolve itself into a committee of the whole House, on the bill, entitled, *An act to encourage literature by donations to Columbia College, and to the several academies in the State*.

Then the House adjourned until ten of the clock to-morrow morning.

SATURDAY, 10 o'clock, A. M. March 31st, 1792.

The engrossed bill, entitled, *An act to extend the time for granting lands in the town of Chemung*, was read the third time.

*Resolved*, That the bill do pass.

The engrossed bill, entitled, *An act for the relief of Benjamin Birdfall and his associates*, was read the third time.

*Resolved*, That the bill do pass.

*Ordered*, That Mr. Purdy and Mr. Patterson, deliver the two before mentioned bills to the honorable the Senate, and request their concurrence.

A petition of William Miller of Bedford, in West-Chester county, relative to a demand for a balance of money alledged to have been advanced to the militia in West-Chester county, in the year 1777, was read, and referred to Mr. Scudder; Mr. Will, and Mr. Newman.

A petition of James Livingston, praying a provision by law to divide the land granted to the Canadian and Nova-Scotia refugees, was read.



Mr. Lewis moved for leave to bring in a bill, pursuant to the prayer of the said petition.

*Ordered*, That leave be given accordingly.

Mr. Lewis, according to leave brought in the said bill, entitled, *An act authorizing commissioners to sub-divide the lands granted to the Canadian and Nova-Scotia refugees*, which was read the first time, and ordered a second reading.

A message from the honorable the Senate, delivered by Mr. Jones and Mr. Van Nefs, with the bill therein mentioned, was read, that the Senate have passed the bill entitled, *An act for building a court-house in Richmond county*, without amendment.

The honorable the Senate, returned by Mr. Jones and Mr. Van Nefs, the bill, entitled, *An act for raising a further sum of money for compleating the gaol and erecting a new court-house in the city and county of Albany, and for other purposes therein mentioned*.

*Ordered*, That Mr. Lush and Mr. Gelston, deliver the two last mentioned bills to the honorable the Council of Revision.

Mr. Barker, from the committee of the whole House on the bill, entitled, *An act to explain the charter granted to the trustees of the late parish, now town of Newburgh, and for other purposes therein mentioned*, reported, that after the said bill had been read in the committee, and debates had thereon, the committee agreed to the following resolution, which he was directed to report to the House, viz.

*Resolved*, That it is the opinion of this committee, that the said bill be rejected.

Mr. Barker read the report in his place, and delivered the same with the bill, in at the table, where the report was again read, and agreed to by the House. Thereupon,

*Resolved*, That the said bill be rejected.

Mr. Barker, from the committee of the whole House, on the bill, entitled, *An act for raising money for building a court-house and gaol in Washington county*, reported, that the committee had gone through the bill and made amendments, which he was directed to report to the House; and he read the report in his place, and delivered the bill and amendments in at the table, where the same were again read, and agreed to by the House.

*Ordered*, That the bill and amendments be engrossed.

Mr. Van Cortlandt, from the committee of the whole House on the bill, entitled, *An act for raising the sum of three hundred pounds by assessment on the proprietors of certain drowned lands adjoining Croton river, within the towns of Frederick, Pawling and South-East, in Dutchess county, and removing obstructions in the said river*, reported, that the committee had gone through the bill, made amendments, and altered the title, by inserting therein the name of Pawlings town, which he was directed to report to the House; and he read the report in his place, and delivered the bill and amendments in at the table, where the same were again read, and agreed to by the House.

*Ordered*, That the bill and amendments be engrossed.

Mr. Van Cortlandt, from the committee of the whole House on the bill, entitled, *An act for the relief of the representatives of Felix Keller late of Canajoharie, deceased*, reported, that the committee had gone through the bill and made amendments, which he was directed to report to the House; and he read the report in his place, and delivered the bill and amendments in at the table, where the same were again read, and agreed to by the House.

*Ordered*, That the bill and amendments be engrossed.

Mr. Van Cortlandt, from the committee of the whole House, on the bill entitled, *An act for the relief of Bass Chard, Samuel Hatch and others*, reported, that the committee had made progress in the bill, and had directed him to move for leave to sit again.

*Ordered*, That the said committee have leave to sit again.

A copy of a resolution of the honorable the Senate, delivered by Mr. Jones and Mr. Van Nefs, was read, that the Senate do not concur with this House in their resolution of the 26th instant, that the legislature will this day adjourn.

A message from the honorable the Council of Revision, transmitted to this House by the honorable the Senate, was read, "that it does not appear improper to the Council, that the bill, entitled, *An act for the establishing and opening lock navigations within this State*, and the bill, entitled, *An act for the relief of Elnathan Fitch and Jonathan Fitch*, should respectively become laws of this State."

The honorable the Senate returned by Mr. Swartwout and Mr. Clinton, the bill, entitled, *An act relative to unclaimed certificates now in the treasury of this State*, and the bill, entitled, *An act authorizing the mayor, aldermen and commonalty of the city of New-*



York, to fill in and raise the tract of land in the said city, called the Meadows, and for continuing Roosevelt and Frankfort streets.

Ordered, That Mr. Lawrence and Mr. Cornwell deliver the two last mentioned bills to the honorable the Council of Revision.

Then the House adjourned until Monday next, at ten of the clock in the forenoon.

MONDAY, 10 o'clock, A. M. April 2d, 1792.

The bill, entitled, *An act authorizing commissioners to sub-divide the lands granted to the Canadian and Nova-Scotia refugees*, was read a second time, and committed to a committee of the whole House.

The engrossed bill, entitled, *An act for raising money for building a court-house and gaol in Washington county*, was read the third time.

Resolved, That the bill do pass.

The engrossed bill, entitled, *An act for the relief of the representatives of Felix Keller, late of Canajoharie, deceased*, was read the third time.

Resolved, That the bill do pass.

Ordered, That Mr. Smith of Suffolk county, and Mr. Hasbrouck deliver the two last mentioned bills to the honorable the Senate, and request their concurrence to the same respectively.

Resolved, if the honorable the Senate concur therein, that the Printer for this State be directed to print five hundred copies of the act, entitled, *An act to repeal the acts therein mentioned*, and that he deliver the same to the clerks of the Senate and Assembly, to be sent into the several counties of this State.

Ordered, That Mr. Smith of Suffolk county, and Mr. Hasbrouck deliver a copy of the preceding resolution to the honorable the Senate.

A message from the honorable the Senate, delivered by Mr. Jones and Mr. Van Nefs, with the bill therein mentioned, was read, that the Senate have passed the bill, entitled, *An act for the support of Government*, with the amendments therewith delivered.

The bill and amendments were read; and one of the amendments was read a second time, whereby it was proposed to diminish the pay to be allowed to the *President* of the Senate, and the *Speaker* of the Assembly, from *thirty shillings* to *twenty-four shillings* per day.

Mr. *Speaker* put the question whether the House did concur with the honorable the Senate in the said amendment, and it passed in the negative, in the manner following, viz.

For the N E G A T I V E.

Mr. Berry,	Mr. Foote,	Mr. Lindley,	Mr. Rosekrans,
Mr. Birdfall,	Mr. Frey,	Mr. H. Livingston,	Mr. Savage,
Mr. Brown,	Mr. Fitch,	Mr. W. S. Livingston,	Mr. Schermerhorn,
Mr. Clark,	Mr. Graham,	Mr. M'Carty,	Mr. Sickels,
Mr. Coffin,	Mr. Hitchcock,	Mr. M'Master,	Mr. W. P. Smith,
Mr. Conger,	Mr. Hogeboom,	Mr. Myers,	Mr. Talbot,
Mr. Converse,	Mr. Hopkins,	Mr. Nicoll,	Mr. Ten Broeck,
Mr. D. Fonda,	Mr. Knickerbacker,	Mr. North,	Mr. Vail.
Mr. J. A. Fonda,	Mr. Lewis,		

For the A F F I R M A T I V E.

Mr. Akin,	Mr. Doughty,	Mr. Marvin,	Mr. J. Smith, (of Orange)
Mr. Barker,	Mr. Gelston,	Mr. Patterson,	Mr. Tallmadge,
Mr. Coe,	Mr. Hasbrouck,	Mr. Purdy,	Mr. Tompkins,
Mr. Cornwell,	Mr. Havens,	Mr. Scudder,	Mr. Will,
Mr. De la Mater,	Mr. Lawrence,	Mr. Smith, (of Suffolk)	Mr. Wylley.

Another of the amendments to the bill was read a second time, whereby it was proposed to diminish the pay to the members of the Senate and Assembly for their services in their respective stations, from *twenty* to *sixteen shillings* per day.

Mr. *Speaker* put the question whether the House did concur with the honorable the Senate in the said amendment, and it passed in the negative, in the manner following, viz.

For the N E G A T I V E.

Mr. Akin,	Mr. J. A. Fonda,	Mr. Lindley,	Mr. Rosekrans,
Mr. Berry,	Mr. Frey,	Mr. H. Livingston,	Mr. Savage,
Mr. Birdfall,	Mr. Fitch,	Mr. W. S. Livingston,	Mr. Schermerhorn,
Mr. Brown,	Mr. Graham,	Mr. M'Carty,	Mr. Sickles,
Mr. Clark,	Mr. Hitchcock,	Mr. M'Master,	Mr. W. P. Smith,
Mr. Coffin,	Mr. Hogeboom,	Mr. Myers,	Mr. Talbot,
Mr. Conger,	Mr. Hopkins,	Mr. Nicoll,	Mr. Ten Broeck,
Mr. Converse,	Mr. Knickerbacker,	Mr. North,	Mr. Vail.
Mr. D. Fonda,	Mr. Lewis,		



For the AFFIRMATIVE.

Mr. Barker,	Mr. Foote,	Mr. Marvin,	Mr. J. Smith, (of Orange)
Mr. Coe,	Mr. Gelston,	Mr. Patterson;	Mr. Tallmadge,
Mr. Cornwell,	Mr. Hasbrouck,	Mr. Purdy,	Mr. Tompkins,
Mr. De la Mater,	Mr. Havens,	Mr. Scudder,	Mr. Will,
Mr. Doughty,	Mr. Lawrence,	Mr. Smith, (of Suffolk)	Mr. Wyllie.

Another amendment to the bill was read a second time, whereby it was proposed to diminish the wages of the sergeant at arms, and the door-keepers to the legislature, from *twenty* to *sixteen* shillings per day.

Mr. Speaker put the question whether the House did concur in the said amendment, and it passed in the negative.

The other amendments to the bill being severally read a second time, were respectively concurred in by the House. Thereupon,

*Resolved*, That this House do not concur in the amendments of the honorable the Senate, whereby it was intended to diminish the pay to be allowed to the *President* of the Senate and the *Speaker* of the Assembly, and members of the Senate and Assembly, and to the sergeant at arms and door-keepers of the legislature; and do concur in the other amendments to the bill.

*Ordered*, That Mr. Smith of Suffolk county, and Mr. Hasbrouck, deliver the bill and amendments, and a copy of the preceding resolution, to the honorable the Senate.

A message from the honorable the Senate delivered by Mr. Tillotson and Mr. Carpenter, with the bill therein mentioned, was read, that the Senate have passed the bill, entitled, *An act concerning the partition of certain lands, devised by Robert Livingston, Esquire, deceased, to his daughters*, with the amendments therewith delivered.

The bill and amendments were read; and the amendments being severally read a second time, were respectively concurred in by the House, and the bill amended accordingly.

*Ordered*, That Mr. W. P. Smith and Mr. Van Cortlandt, deliver the bill to the honorable the Senate, and inform them that this House have concurred in the amendments, and have amended the bill accordingly.

A copy of a resolution of the honorable the Senate, delivered by Mr. Tillotson and Mr. Carpenter, was read, that the Senate do not concur with this House in their resolution of this day, directing the printer to print five hundred copies of the act, entitled, *An act to repeal the acts therein mentioned*.

A copy of a resolution of the honorable the Senate, delivered by Mr. Tillotson and Mr. Carpenter, was read, and is in the words following, viz.

“ *Resolved*, if the honorable the Assembly concur herein, that his excellency the Governor be requested to publish in the several newspapers printed in the city of New-York, and in the newspapers printed in Goshen, Poughkeepsie, Albany and Lansingburgh, that the act for choosing representatives to represent the people of this State, in the House of Representatives of the United States is repealed, and that no such representatives are to be chosen at the next general election to be held on the last Tuesday of April in the present year.”

*Resolved*, That this House do concur with the honorable the Senate in the said resolution.

*Ordered*, That Mr. Graham and Mr. Frey deliver a copy of the preceding resolution of concurrence to the honorable the Senate.

The engrossed bill, entitled, *An act for raising the sum of three hundred pounds by assessment on the proprietors of certain drowned lands, adjoining Croton River and Muddy Brook, within the towns of Frederick, Pawlings and South-East, in Dutchess county, and for removing obstructions in the said river and brook*, was read the third time.

*Resolved*, That the bill do pass.

*Ordered*, That Mr. Patterson and Mr. Barker deliver the bill to the honorable the Senate, and request their concurrence.

Mr. Barker, from the committee of the whole House on the bill, entitled, *An act to prevent the destruction of fish in the river Hudson*, reported, that the committee had made progress in the bill, and had directed him to move for leave to sit again.

*Ordered*, That the said committee have leave to sit again.

Mr. Barker, from the committee of the whole House, on the bill, entitled, *An act for the relief of the congregation of the Lutheran church in the town of Cats-Kill, in the county of Albany*, reported, that after the said bill had been read in the committee, and de-



bates had thereon, the committee had agreed to a resolution which he was directed to report to the House in the words following, viz.

“ *Resolved*; That it is the opinion of this committee, that the said bill ought to be rejected.”

Mr. Barker read the report in his place, and delivered the bill and report in at the table, where the report was again read, and agreed to by the House. Thereupon,

*Resolved*, That the said bill be rejected.

Mr. Barker, from the committee of the whole House, on the bill entitled, *An act allowing certain fees to the secretary of the State, for issuing patents for lands sold by the commissioners of the land office*; reported, that the committee had made progress therein, and had directed him to move for leave to sit again.

*Ordered*, That the said committee have leave to sit again.

Mr. Barker, from the committee of the whole House, on the bill entitled, *An act for the relief of John Van Rensselaer*, reported that they had gone through the bill without amendment, which he was directed to report to the House; and he read the report in his place, and delivered the bill in at the table, where the same was again read, and agreed to by the House.

*Ordered*; That the bill be engrossed.

A copy of a resolution of the honorable the Senate, delivered by Mr. Tillotson and Mr. Carpenter, with the bill therein mentioned, was read, that the Senate do recede from two of their amendments which were not concurred in by this House, as stated in the journal of the 29th ultimo, to the bill entitled, *An act to authorize the treasurer of this State to pay to sundry persons the several sums of money therein mentioned*; and do adhere to the amendment contained in the clause for the payment of sundry sums of money to William Lawrence and others.

The said clause was again read; and is in the words following, viz.

“ And be it further enacted, That the treasurer shall be, and he is hereby directed to pay to William Lawrence and Richard Seaman, £. 92 : 15 : 4, being the amount of money belonging them, and which was paid by Charles Duryee by order of a committee of the convention of this State, in the year 1777; and to Thomas Ten Eyck the sum of £. 147 : 14 : 8; and to Thomas Ten Eyck and Edmund Seaman, the sum of £. 80 : 9 : 4; being the amount of monies belonging them, and taken from Lamontis Noë, by order the commissioners for detecting and defeating conspiracies, in the year 1777.”

The said clause having been again read and considered, and debates had thereon, Mr. M. Smith made a motion that the House should recede from their non-concurrence to the said clause, as an amendment to the bill.

Mr. *Speaker* put the question whether the House did concur in the matter proposed by the motion of Mr. M. Smith, and it was carried in the affirmative, in the manner following, viz.

*For the AFFIRMATIVE.*

Mr. Akin,	Mr. Havens,	Mr. W. S. Livingston,	Mr. M. Smith,
Mr. Cornwell,	Mr. Hitchcock,	Mr. Mitchell,	Mr. J. Smith, [of Orange]
Mr. De la Mater,	Mr. Hoffman,	Mr. Nicoll,	Mr. W. P. Smith,
Mr. Doughty,	Mr. Lawrence,	Mr. Savage,	Mr. Tompkins,
Mr. Foote,	Mr. Lewis,	Mr. Schermerhorn,	Mr. Vail,
Mr. Ford,	Mr. Lindley,	Mr. Scudder,	Mr. Van Cortlandt,
Mr. Gelfon,	Mr. H. Livingston,	Mr. Sickles,	Mr. Will.
Mr. Graham,			

*For the NEGATIVE.*

Mr. Barker,	Mr. Coffin,	Mr. Hopkins,	Mr. Patterson,
Mr. Berry,	Mr. Conger,	Mr. Knickerbacker,	Mr. Purdy,
Mr. Birdfall,	Mr. Converse,	Mr. Marvin,	Mr. Talbot,
Mr. Brown,	Mr. Fitch,	Mr. M'Carty,	Mr. Tallmagde,
Mr. Coe,	Mr. Hogeboom,	Mr. North,	Mr. Ten Broeck.

Thereupon, *Resolved*, That this House do recede from their non-concurrence to the said amendment, and do concur in the same.

*Ordered*, that the bill be amended agreeably to the amendments concurred in by this House.

*Ordered*, that Mr. Ten Broeck and Mr. Fitch deliver the bill to the honorable the Senate and inform them that the bill is amended accordingly.

Mr. Van Cortlandt from the committee of the whole House on the bill, entitled, *An act authorizing the commissioners of the land office to grant a certain glebe farm for the uses*



and purposes therein mentioned, reported, that the committee had gone through the bill without amendment, which he was directed to report to the House ; and he read the report in his place, and delivered the bill in at the table, where the same was again read, and agreed to by the House.

*Ordered*, That the bill be engrossed.

Mr. Van Cortlandt from the committee of the whole house, on the bill entitled *An act for the relief of Basf Chard, Samuel Hatch and others*, reported that the committee have gone through the bill, made amendments and added several clauses, which he was directed to report to the house ; and he read the report in his place, and delivered the bill amendments and clauses in at the table, where the same were again read, and agreed to by the House.

*Ordered*, that the bill, amendments and clauses be engrossed.

Mr. J. A. Fonda from the committee of the whole House on the bill entitled, *An act concerning conveyances by married women*, reported, that after the said bill had been read in the committee, the first enacting clause was again read, in the words following, viz.

“ Be it enacted by the people of the state of New-York, represented in Senate and Assembly, and it is hereby enacted by the authority of the same, that in all cases when any married women, not residing in this state, shall join with her husband in the sale of any messuages, lands, tenements or hereditaments, situated in this state, and shall join in, and execute, seal and deliver the conveyance of such messuages, lands, tenements or hereditaments, every such woman shall be hereby barred of and from all right and claim of Dower, in the messuages, lands, tenements and hereditaments so conveyed.”

That the said clause having been read and considered, and debates had thereon, *Mr. Speaker* made a motion that the words *not residing in this state* should be obliterated. That the question having been put whether the committee did agree to the amendment proposed by the motion of *Mr. Speaker*, it was carried in the affirmative in the manner following, viz.

*For the AFFIRMATIVE.*

Mr. Akin,	Mr. Gelfon,	Mr. Purdy,	Mr. <i>Speaker</i> ,
Mr. Barker,	Mr. Graham,	Mr. Rosekrans,	Mr. Talbot,
Mr. Brown,	Mr. Havens,	Mr. Savage,	Mr. Tallmadge,
Mr. Clark,	Mr. Lindsley,	Mr. Seudder,	Mr. Tompkins,
Mr. Coe,	Mr. Marvin,	Mr. Smith, (of Suffolk)	Mr. Vail,
Mr. Conger,	Mr. M'Carty,	Mr. J. Smith, (of Orange)	Mr. Van Cortlandt.
Mr. Ford,			

*For the NEGATIVE.*

Mr. Berry,	Mr. Frey,	Mr. Lawrence,	Mr. North,
Mr. Coffin,	Mr. Hasbrouck,	Mr. W. S. Livingston,	Mr. Patterson,
Mr. Cornwell,	Mr. Hitchcock,	Mr. M'Master,	Mr. Sickles,
Mr. De la Mater,	Mr. Hoffman,	Mr. Mitchell,	Mr. W. P. Smith,
Mr. D. Fonda,	Mr. Hopkins,	Mr. Nicoll,	Mr. Will.

That the committee had gone through the bill, and agreed to the said amendment, which he was directed to report to the House ; and he read the report in his place, and delivered the bill and amendment in at the table, where the same were again read, and agreed to by the house.

*Ordered*, That the amendment be engrossed.

Mr. J. A. Fonda from the committee of the whole House, on the bill entitled *An act for regulating the mode of returning jurors for trials before justices of the peace*, reported, that the committee had made progress therein, and had directed him to move for leave to sit again.

*Ordered*, that the said committee have leave to sit again.

A message from the honorable the Senate, delivered by Mr. Carpenter and Mr. Cantine, with the bill therein mentioned, was read, that the Senate have passed the bill entitled, *An act to incorporate the stockholders of the bank of Albany*, without amendment.

*Ordered*, That Mr. Ford and Mr. J. A. Fonda, deliver the bill to the honorable the Council of Revision.

Then the house adjourned until ten of the clock to-morrow morning.

TUESDAY, 10 o'clock, A. M. April 3d, 1792.

The engrossed bill entitled, *An act for the relief of Basf Chard, Samuel Hatch, and others*, was read the third time.

*Resolved*, That the bill do pass.

The engrossed bill entitled *An act authorizing the commissioners of the land office, to grant*



a certain glebe farm for the uses and purposes therein mentioned, was read the third time.

*Resolved*, That the bill do pass.

The engrossed bill entitled, *An act of the relief for John Van Rensselaer*, was read the third time.

*Resolved*, That the bill do pass.

*Ordered*, That Mr. Frey and Mr. Coe deliver the three before mentioned bills to the honorable the Senate, and request their concurrence to the same respectively.

The bill entitled, *An act concerning conveyances by married women*, with the engrossed amendment were read the third time.

The first enacting clause of the bill as inserted in the journal of this House of yesterday was again read.

Mr. Lawrence then made a motion, that the amendment should be rejected, and the words, *not residing in this state* be restored in the bill.

Debates were had on the motion, and the question being put on the matter proposed by the motion of Mr. Lawrence, it was carried in the affirmative, in the manner following, viz.

*For the AFFIRMATIVE.*

Mr. Berry,	Mr. Graham,	Mr. Lewis,	Mr. Ryerfs,
Mr. Coffin,	Mr. Hasbrouck,	Mr. H. Livingston,	Mr. Savage,
Mr. Cornwell,	Mr. Hitchcock,	Mr. W. S. Livingston,	Mr. Sickels,
Mr. De la Mater,	Mr. Hoffman,	Mr. Nicoll,	Mr. W. P. Smith,
Mr. D. Fonda,	Mr. Hopkins,	Mr. North,	Mr. Ten Broeck,
Mr. J. A. Fonda,	Mr. Knickerbacker,	Mr. Patterson,	Mr. Will.
Mr. Frey,	Mr. Lawrence,		

*For the NEGATIVE.*

Mr. Akin,	Mr. Converse,	Mr. M'Carty,	Mr. J. Smith, (of Orange)
Mr. Barker,	Mr. Ford,	Mr. M'Master,	Mr. Talbot,
Mr. Birdfall,	Mr. Fitch,	Mr. Purdy,	Mr. Tallmadge.
Mr. Brown,	Mr. Gelfton,	Mr. Schermerhorn,	Mr. Tompkins,
Mr. Clark,	Mr. Havens,	Mr. Scudder,	Mr. Van Cortlandt,
Mr. Coe,	Mr. Hegeboom,	Mr. Smith, (of Suffolk)	Mr. Wylley.
Mr. Conger,	Mr. Marvin,		

Mr. Speaker then put the question, whether the bill exclusive of the amendment shall pass, and it was carried in the affirmative. Thereupon

*Resolved*, That the bill do pass.

*Ordered*, That Mr. Frey and Mr. Coe deliver the bill to the honorable the Senate, and inform them this House have passed the bill without amendment.

A message from the honorable the Council of Revision, delivered by the honorable Mr. Chancellor Livingston, was read, that it does not appear improper to the Council that the bill entitled, *An act for raising a further sum of money for compleating the gaol and court-house in the city and county of Albany, and for other purposes therein mentioned*, the bill entitled, *An act for building a court-house in Richmond county*, and the bill intituled, *An act for the relief of Abraham Lott*, should respectively become laws of this State.

A message from the honourable the Senate, delivered by Mr. Cantine and Mr. Van Rensselaer, with the bill therein mentioned, was read, that the Senate have passed a bill entitled, *An act concerning the arrears of taxes, and the payment of audited accounts and for other purposes*, to which they request the concurrence of this House.

The said bill was read the first time and ordered a second reading.

Mr. North from the committee of the whole House on the bill entitled, *An act making the office of mayoralty of the city of New-York elective, and for other purposes therein mentioned*, reported, that after the said bill had been read in the committee and debates had thereon, Mr. Lewis made a motion that the committee would concur in a resolution that the bill should be rejected.

That the question having been put whether the committee did agree to the resolution proposed by the motion of Mr. Lewis, it was carried in the affirmative in the manner following, viz.

*For the AFFIRMATIVE.*

Mr. Akin,	Mr. Foote,	Mr. Lawrence,	Mr. Scudder,
Mr. Barker,	Mr. Ford,	Mr. Lewis,	Mr. Sickles,
Mr. Birdfall,	Mr. Frey,	Mr. H. Livingston,	Mr. Smith, (of Suffolk)
Mr. Brown,	Mr. Fitch,	Mr. Marvin,	Mr. M. Smith,
Mr. Clark,	Mr. Gelfton,	Mr. M'Master,	Mr. J. Smith, (of Orange)
Mr. Coe,	Mr. Graham,	Mr. Mitchell,	Mr. W. P. Smith,
Mr. Coffin,	Mr. Hasbrouck,	Mr. Nicoll,	Mr. Speaker,
Mr. Conger,	Mr. Havens,	Mr. Patterson,	Mr. Tallmadge,
Mr. Converse,	Mr. Hitchcock,	Mr. Purdy,	Mr. Ten Broeck,
Mr. Cornwell,	Mr. Hoffman,	Mr. Rosekrans,	Mr. Tompkins,
Mr. De la Mater,	Mr. Hegeboom,	Mr. Ryerfs,	Mr. Van Cortlandt,
Mr. Doughty,	Mr. Hopkins,	Mr. Savage,	Mr. Will.
Mr. D. Fonda,	Mr. Knickerbacker,	Mr. Schermerhorn,	



## For the NEGATIVE.

Mr. W. S. Livingston,

Mr. M'Carty,

Mr. Wylley.

That it was thereupon resolved as the opinion of the committee that the said bill should be rejected, which he was directed to report to the House; and he read the report in his place, and delivered the same with the bill in at the table, where the report was again read, and agreed to by the House. Therefore,

*Resolved*, That the said bill be rejected.

Then the House adjourned, until ten of the clock to-morrow morning.

WEDNESDAY, 10 o'clock, A. M. April 4th, 1792.

The bill, entitled, *An act concerning the arrears of taxes, and the payment of audited accounts, and for other purposes*, was read a second time, and committed to a committee of the whole House.

A copy of a resolution of the honorable the Senate, delivered by Mr. Cantine and Mr. Van Rensselaer, was read, and is in the words following, viz.

*Resolved*, That a message be sent to the honorable the Assembly, to request them to inform this Senate, what progress they have made in the bill, entitled, *An act concerning executions against real estates*." Thereupon,

*Resolved*, That a message be sent to the honorable the Senate, to inform them that the bill abovementioned had a first and second reading, was committed to a committee of the whole House, and made the order for this day.

*Resolved*, That a message be sent to the honorable the Senate, requesting them to inform this House what progress they have made in the bill, entitled, *An act for laying out, repairing and improving certain public roads and highways within this State*.

*Ordered*, That Mr. Smith of Suffolk county, and Mr. Wylley deliver a copy of the two preceding resolutions to the honorable the Senate.

*Resolved*, if the honorable the Senate concur herein, that John Watts, Isaac Roosevelt, Comfort Sands, Josiah Ogden Hoffman, and David Gelston, be and hereby are appointed to examine into the accounts of the Treasurer of this State; and to do and perform what is required by the twelfth session of the act entitled *An act authorizing the auditor to audit certain accounts and claims, and for other purposes therein mentioned*.

*Ordered*, That Mr. W. P. Smith and Mr. Van Cortlandt, deliver a copy of the preceding resolution to the honorable the Senate.

*Resolved*, That Jonathan N. Havens, Melancton Smith, Pierre Van Cortlandt jun. John D. Coe, Daniel Graham and David M'Carty, be and they are hereby appointed a committee on the part of the Assembly to meet with a committee to be appointed by the honorable the Senate at the office of the secretary of this State on the last Tuesday of May next, in pursuance of the act entitled, *An act for regulating elections*, to canvass and estimate the votes to be taken at the next election for governor, lieutenant governor and senators; and likewise to canvass and estimate the votes to be taken at the next election for representatives of this State in the House of representatives of the United States, at such time and place as may be by law appointed.

*Ordered*, That Mr. Smith of Suffolk county and Mr. Wylley deliver a copy of the preceding resolution to the honorable the Senate.

Mr. Barker from the committee of the whole House on the bill entitled, *An act for allowing certain fees to the secretary of the State for issuing patents for lands, sold by the commissioners of the land office*, reported, that the committee had gone through the bill and made amendments which he was directed to report to the House; and he read the report in his place, and delivered the bill and amendments in at the table, where the same were again read, and agreed to by the House.

*Ordered*, That the bill and amendments be engrossed.

A copy of a resolution of the honorable the Senate, delivered by Mr. Van Rensselaer and Mr. Gansevoort, with the bill therein mentioned, was read, that the Senate do recede from the first amendment to the bill entitled, *An act for the support of government*, which was not concurred in, and do adhere to the two other amendments to the bill which were not concurred in by this House.

The first of the said two amendments not receded from; whereby it is proposed to reduce the pay of the members of the Senate and Assembly in their respective stations from *twenty* to *sixteen* shillings per day, and the second of the said amendments whereby it is proposed to reduce the pay of the seargeant at arms and doorkeepers in the like manner, were again severally read and considered. Thereupon,

*Resolved*, That a conference be held with the honorable the Senate, on their a-



amendments to the bill entitled, *An act for the support of government*, which were not concurred in by this House, nor receded from by the honorable the Senate, and that such conference be held in the Assembly chamber, at such time as the honorable the Senate shall appoint for that purpose.

The House then proceeded to choose by ballot a committee of three members to manage the said conference on the part of this House; and Mr. Lewis, Mr. W. S. Livingston and Mr. M'Carty were duly chosen for that purpose. Thereupon,

*Resolved*, That Mr. Lewis, Mr. W. S. Livingston and Mr. M'Carty be a committee to manage the said conference on the part of this House.

*Ordered*, That Mr. Hopkins and Mr. Will deliver the bill and a copy of the preceding resolutions to the honorable the Senate.

A message from the honorable the Senate, delivered by Mr. Van Rensselaer and Mr. Gansevoort, with the bill therein mentioned was read, that the Senate have passed the bill entitled, *An act for the payment of the salaries of certain officers of government, and other contingent charges*, with the amendments therewith delivered.

The bill and amendments were read.

By the first of the said amendments it is proposed to reduce the salary inserted in the bill for James Fairlie, clerk of the circuit courts, from *three hundred to two hundred* pounds per annum.

The said amendment having been read and considered, it was not concurred in by the House.

The other amendments being severally read and considered, were respectively concurred in by the House. Thereupon,

*Resolved*, That this House do not concur in the first, and do concur in the other amendments to the bill.

*Ordered*, That Mr. Hopkins and Mr. Wylley deliver the bill, and a copy of the preceding resolution to the honorable the Senate.

Mr. M'Carty from the committee of the whole House, on the bill entitled *An act concerning executions against real estates*, reported, that the committee had made progress therein, and had directed him to move for leave to sit again.

*Ordered*, that the said committee have leave to sit again.

A petition of Samuel Smith, on behalf of himself and Isaac Ten Eyck, relative to certificates given by Stephen Ward and Samuel Drake for damages sustained by certain persons in West-Chester county, was read, and referred to Mr. Ford, Mr. Purdy and Mr. Graham.

A petition of Ebenezer Hurd and Efrom Peet, relative to their having in 1775, carried a mail from New-York to New-London for the space of six months, was read, and referred to Mr. Barker, Mr. Van Cortlandt and Mr. Coe.

Mr. Ford from the committee to whom was referred the petition of Charles Platt, Melancton Lloyd Woolsey, and others, inhabitants of Clinton county, praying a grant of certain lands in their neighbourhood, for the support of an academy, reported, that it is the opinion of the committee that the prayer of the Petitioners merits the attention of the legislature; but that the petition was presented so late in the session, that the committee are of opinion, that the consideration thereof be postponed until the next session of the legislature.

*Ordered*, That the further consideration thereof be postponed accordingly.

A message from the honorable the Council of Revision, transmitted to this House by the honorable the Senate, was read, that it does not appear improper to the council, that the bill entitled *An act to vest in the episcopal church of the town of Yonkers, in the county of West-Chester and state of New-York, the church and lands therein mentioned*, and the bill entitled, *An act to explain and amend an act entitled, An act for the partition of lands*, should respectively become laws of this state!

A copy of a resolution of the honorable the Senate, delivered by Mr. Van Rensselaer and Mr. Gansevoort, was read, and is in the words following, viz.

“ *Resolved*, As the sense of the legislature, that whenever the widow of any person whose real estate has been forfeited to the people of this State, shall apply to the attorney general of this State, claiming dower, and shall prove to the satisfaction of the said attorney general, that her dower is not barred by marriage contract or otherwise, he shall cause enquiry to be made of the annual value of such estate, and having ascertained the same, he shall report to the legislature at their next meeting, what sum in one payment



will be equivalent to one third of such value, determining such sum on the principles established by the corporation in the city of London, commonly called the society for equitable assurances on lives and survivorships, and computing money to bear an interest of six per cent."

*Resolved*, That this House do concur with the honorable the Senate in the said resolution.

A copy of a resolution of the honorable the Senate, also delivered by Mr. Van Renffleear and Mr. Gansevoort, with a request for concurrence, was read, and is in the words following, viz.

Whereas, It is represented to the Legislature, that a certificate for the pay of Daniel Owen, who was sergeant in the first regiment of foot of this State, in the late war, has been obtained from the treasury of this State by one James Reynold, by virtue of a letter of attorney executed in the county of Dutchess, by some person who personated the said Daniel Owen.

In order therefore that justice may be done in the premises,

*Resolved*, That the attorney general be, and he is hereby directed to collect and lay the proofs of the transaction before the grand jury at the next court of Oyer and Terminer and gaol delivery to be held in the county of Dutchess; and if any indictment or indictments shall be found against any person or persons for the offence aforesaid, then to prosecute the same to effect.

*Resolved*, That this House do concur with the honorable the Senate in the said resolution.

*Ordered*, That Mr. W. P. Smith and Mr. Van Cortlandt, deliver a copy of each of the two last preceding resolutions of concurrence to the honorable the Senate.

Mr. W. S. Livingston from the committee of the whole House on the bill entitled *An act authorizing commissioners, to subdivide the lands granted to the Canadian and Nova-Scotia refugees*, reported, that the committee had made progress in the bill, and had directed him to move for leave to sit again.

*Ordered*, That the said committee have leave to sit again.

Mr. W. S. Livingston from the committee of the whole House, on the bill entitled *An act to authorize the commissioners of the land office, to grant to Elijah Hunter, certain land under water of the river Hudson*, reported that the committee had gone through the bill and made amendments, which he was directed to report to the House; and he read the report in his place, and delivered the bill and amendments in at the table, where the same were again read, and agreed to by the House.

*Ordered*, That the bill and amendments be engrossed.

Mr. W. S. Livingston from the committee of the whole House, on the bill entitled *An act for the relief of George Clarke*, reported, that the committee had gone through the bill without amendment, which he was directed to report to the House; and he read the report in his place, and delivered the bill in at the table, where the same was again read, and agreed to by the House.

*Ordered*, That the bill be engrossed.

Then the House adjourned, until ten of the clock to-morrow morning.

THURSDAY, 10 o'clock, A. M. April 5th, 1792.

The bill entitled *An act for allowing certain fees to the secretary of the State, for issuing patents for lands*, was read the third time.

*Resolved*, That the bill do pass.

The bill entitled *An act to authorize the commissioners of the land office, to grant to Elijah Hunter, certain land under water of the river Hudson* was read the third time.

*Resolved*, That the bill do pass.

The bill entitled *An act for the relief of George Clarke* was read the third time.

*Resolved*, That the bill do pass.

*Ordered*, That Mr. W. P. Smith and Mr. Van Cortlandt, deliver the three last mentioned bills to the honorable the Senate, and request their concurrence to the same respectively.

Mr. M'Carty from the committee of the whole House, on the bill entitled *An act concerning executions against real estates*, reported, that the committee had made further progress in the bill, which he was directed to report to the House, and he read the report in his place, and delivered the same in at the table where it was again read.

*Resolved*, That the House do concur with the committee in the said report.



A message from the honorable the Council of Revision, delivered by the honorable Mr. Justice Hobart, was read, that it does not appear improper to the Council that the bill entitled *An act relative to unclaimed certificates now in the treasury of this State*, and the bill entitled *An act to enable the corporation therein mentioned, to assume the name of the rector and inhabitants of Poughkeepsie, in communion of the protestant episcopal church in the state of New-York*, should respectively become laws of this State.

A message from the honorable the Senate, delivered by Mr. Roosevelt and Mr. Sands, with the bill therein mentioned, was read, that the Senate have passed a bill entitled *An act for electing representatives in this State, for the House of Representatives of the Congress of the United States of America*, to which they request the concurrence of this House.

The said bill was read the first time, and ordered a second reading.

A copy of a resolution of the honorable the Senate, delivered by Mr. Roosevelt and Mr. Sands, with the bill therein mentioned, was read, that the Senate do recede from their amendment to the bill entitled *An act for the payment of the salaries of certain officers of government, and other contingent charges*, which was not concurred in by this House.

*Ordered*, That the bill be amended agreeable to the amendments concurred by this House; and the same was amended accordingly.

*Ordered*, That Mr. Clarke and Mr. Converse deliver the bill to the honorable the Senate and inform them that the same is amended agreeably to the amendments concurred in by this House.

A copy of a resolution of the honorable the Senate, delivered by Mr. Roosevelt and Mr. Sands, with the bill therein mentioned, was read, that the Senate do recede from their first and do adhere to their two other amendmendments to the bill entitled *An act to enable the commissioners of the land office to direct letters patent to be granted to certain persons, for the quantities of land therein mentioned*, which were not concurred in by this House.

The said amendments adhered to by the honorable the Senate, were again read and considered. Thereupon,

*Resolved*, That this House do recede from their non-concurrence to, and do concur in the said amendments.

*Ordered*, That the bill be amended agreeably to the amendments concurred in by this House; and the same was amended accordingly.

*Ordered*, That Mr. Clarke and Mr. Converse deliver the bill to the honorable the Senate, and inform them that the same is amended agreeably to the amendments concurred in by this House.

A message from the honorable the Senate, delivered by Mr. Roosevelt and Mr. Sands, with the bill therein mentioned, was read, that the Senate have passed the bill entitled *An act for building a court-house and gaol in the county of Ontario*; with the amendments therewith delivered.

The bill and amendments were read; and the amendments being severally read a second time, were respectively concurred in by the House, and the bill amended accordingly.

*Ordered*, That Mr. Clarke and Mr. Converse deliver the bill to the honorable the Senate, and inform them that this House have concurred in the amendments, and have amended the bill accordingly.

A message from the honorable the Senate, also delivered by Mr. Roosevelt and Mr. Sands, with the bill therein mentioned, was read, that the Senate have passed the bill entitled, *An act for building a court-house and gaol in Washington county*, without amendment.

The honorable the Senate returned by Mr. Roosevelt and Mr. Sands, the bill entitled, *An act concerning the partition of certain lands, devised by Robert Livingston, esquire, deceased, to his daughters*; and the bill entitled, *An act to authorize the treasurer of this State, to pay to sundry persons, the several sums of money therein mentioned*.

*Ordered*, That Mr. Clark and Mr. Converse, deliver the three last above mentioned bills, to the honorable the Council of Revision.

The bill last mentioned having been brought in, by a committee appointed on the 25th day of January last, to prepare and bring in a bill pursuant to the general tenor



of the report of the commissioners appointed by an act passed the 8th day of March, 1790, to receive and state accounts and claims against this State.

*Ordered,* That the report of the said commissioners be inserted in the journal of this House.

The said report is in the words and figures following, viz.

THE treasurer, the auditor, and the attorney general, pursuant to the act entitled, *An act to receive and State accounts against this State*, did forthwith, after the passing of the said act, give such notice of their appointment and duties, and of the times and places for the execution thereof, and of the period by the said act limited for receiving and auditing claims, as is directed by the said act. And do herewith transmit to the legislature, their report upon the accounts and claims against the State, which have been thereupon exhibited.

The anxiety of the commissioners to render the execution of this trust, useful and acceptable, has occasioned a delay of some weeks; if their success in this attempt has been in any degree proportioned to their attention to the subject, it will furnish their excuse; indeed when the legislature shall have seen the number, the variety and intricacy of the matters which have been submitted to the consideration of the commissioners, it is hoped that a further apology will be thought unnecessary.

The commissioners have endeavoured to reduce these various demands into classes, in such manner, as to present to the legislature in one view, all which have appeared to depend on similar principles: Notwithstanding their utmost attention to this object, they have found it necessary to report on a considerable number of single cases. As the authority under which they have acted, required of them a state of facts, together with their opinion thereupon, whenever there was a want of uniformity either in the facts submitted, or in the principles to be applied in the determination, they have thought that strict justice could not be done to the merit of the claim, without a separate discussion; though this has tended to lengthen the report beyond what could have been wished, and to a degree, which, perhaps may in some instances be thought prolix, yet the commissioners supposed it of moment, that their investigation should be, not only satisfactory to themselves, but that it should be rendered apparent to the citizens upon whose claims they have pronounced, that each hath received a distinct attention, and that demands substantially different from each other have not been inconsiderately blended: If the perusal of the proceedings now submitted, shall give an impression of this kind, it will in the opinion of the commissioners tend to produce a more chearful acquiescence in the determination of the legislature, when that determination shall reject the demand, and prevent a revival of claims which shall now be extinguished. The commissioners have thought that these were desirable objects, and have therefore been cautious of generalizing, so as to destroy real distinctions, or suppress a fact even of the lightest importance.

In order to preserve uniformity in their opinions, the commissioners have adopted certain principles from which the hardship of any particular case hath not induced them to depart: The most general and important of these are,

1st. Where any species of claims is barred by an act of the legislature, they have considered the act as a bar to their investigation, farther than to ascertain it to be unquestionably within the meaning of the law: This principle will be found to extend to all claims for pay and rations alledged to be due for militia service; to most of the demands against forfeited estates; to all claims for property sequestered, when the sequestration was warranted by the resolutions of the convention, and the authority of the commissioners; to all claims of payment of State agent's notes, and to some other particular cases which will appear in the report: In support of this principle, the commissioners have considered that to sanction by their opinion the admission of claims against the spirit and letter of a statute, would be an impeachment of the wisdom of those laws; would be arrogating an authority not exercised by, or permitted to any court of law or equity, and would open a door to the importunate and perhaps least deserving class of citizens, whilst others having similar demands had withholden them from a spirit of submission to the laws, by which these demands were precluded. The commissioners have been confirmed in the propriety of these ideas by a reflection, that if it shall for any reasons seem expedient to the legislature to repeal or suspend the limitation of those, or any of those statutes, the avenues to redress will at once be open thro' the ordinary of-



ficers of the State, without farther legislative interposition, and that the opportunities of recompence would then be notorious and equal; but that the redress, if any, should be obtained thro' the medium of the commissioners, would be partial in its operation, and to the exclusion of those who with equal merits had acquiesced in the known laws.

2d. In the cases of claims for services done, and supplies furnished, during the war, when the demand, tho' originating under the authority of this State, is properly against the United States, the opinion of the commissioners is against the allowance of any recompence, because those claims should more properly be preferred to Congress; and for that this State, can have no credit with the United States, for payments or assumptions after the 1st day of October 1788.

And that therefore the claimants having neglected to exhibit their demands, within the period during which this state could without loss have assumed them, cannot complain, if they are now referred to the proper tribunal. Payments by the State, were in such cases, at all times of favor and not of right.

3d. All claims for the subsistence and services of the levies and militia, or other troops, composing a part of the continental army, or destined to join the army, and moving to such places of destination, or under the command or orders of a continental officer; and all claims for supplies and services performed for such troops, are considered as proper against the United States only, and are classed accordingly; the commissioners have been led to a more strict attention to this distinction, by the reasons just before mentioned, and are warranted by the practice of the continental commissioners for settling accounts, in declaring that such accounts and demands, were proper against the United States.

Principles of more limited operation, and other remarks, will appear in those parts of the report to which they apply.

Explanatory of particular parts and of the general form of the report, it may be proper to observe,

That where the claim or account appears upon the face of it, to be evidently against the United States only, or for other reasons palpably inadmissible, the commissioners have thought it would have been superfluous to state the proof, and have therefore in those cases only, given such abstracts of the claim or account, as suffice to render the exception apparent.

In giving their opinion, the commissioners have not detailed all the reasons which led to it, but have given a summary of such as appeared to them most conclusive; and as well in this, as in stating the facts, have aimed at as much brevity, as appeared to them to consist with perspicuity. If they shall be found in any instances obscure, a reference to the claim and proofs will probably elucidate them. When the claim is provided for by existing laws, the opinion of the commissioners refers the claimant to the mode pointed out by such law.

Demands of different natures by the same person are placed under the head which comprizes the greater demand. The claim and vouchers being in such cases usually contained in the same paper or annexed together, it was necessary so to place them in the report, that there might be no confusion in the references.

To produce facility in the review of these proceedings, the documents referred to, are all herewith delivered, and are in bundles marked agreeably to the heads, under which they are classed.

*Claims for militia pay.*

	£.	s.	d.	q.
A claim for the pay and rations of the Goshen regiment, Col. Tuftins,	966	14	4	1-2
The like for Col. Claughry's regiment under command of Col. Philips,	1470	16	11	
The like for part of the same regiment under the command of Lieut. Col. Newkirk,	242	19	7	3-4
The like for Col. Van Brunt's regiment,	595	2	0	
The like for Capt. Ebenezer Slawson's company,	752	6	9	
The like for Capt. Berrien's company,	97	9	9	
The like for Capt. Pardee's company,	296	0	2	
The like for Lieut. Lowder's company,	1461	2	4	

The two last preceding claims appear to be for the same service, and though differing so largely in amount, are both sworn to.



	£.	s.	d.	q.
The like for Capt. H. Rhea's company,	139	12	4	1-2
The like for Capt. Osterhoud's company,	56	14	3	
The like for Capt. Wood's,	162	18	10	
Claim of John Hunter for ballance of pay and rations due him as an officer in the militia while a prisoner,	88	2	0	
William Lamb, Isaac Patchin, jun. and Freegift Patchin, claim for pay due them while prisoners, £. 88 10 8 each,	253	12	0	
John Reilay for pay and subsistence for himself and his company of rangers in service, by order of the commissioners of conspi- cy of Albany,	320	16	3	
Capt. Nicholas Staats for pay for part of Col. K. Van Rensse- laer's regiment, in service by order of the committee of Al- bany,	45	0	0	
Joseph Elliot for his service in the militia as lieutenant,	13	0	0	
Joachim Muller for service in the militia as lieutenant,	13	17	4	
John Keyser, £. 8 0 0	}	privates in the service,		
Matthew Geeson, 21 6 8				
John Bullman, and } 48 0 0				
Henry Bullman, }				
77 6 8	77	6	8	

Abel Gale, for services as quarter-master of Allison's regiment  
of militia, } 21 11 8

By an Act passed 27th April, 1784, entitled, *An act for the settlement of the pay of the levies and militia for their services in the late war, and for other purposes therein mention- ed*, the mode in which the rolls and abstracts for pay and subsistence are to be made out and settled is particularly pointed out, and competent powers and directions for the li- quidation of those accounts are thereby given to the treasurer and auditor.

By the 14th section of an act passed the 21st of April, 1787, entitled, *An act for the relief of persons who paid money into the treasury &c. &c. &c.* the aforesaid act of the 27th April 1784 is repealed. The commissioners consider this repeal as an exclusion of all further claims for pay and subsistence of the militia and levies. They are constrained to adopt this opinion not only from the obvious intention of the act, but because by the absolute repeal of the act of 27th April, 1784, there remains no prescribed mode of authenticating those demands; that any rules which the discretion of the commission- ers should lead them to adopt, would have been unknown to the claimants, who could therefore have had no opportunity of adapting their demands to such rules; and because if the legislature shall be disposed to direct compensations for such services it will, in the opinion of the commissioners be most properly effected by a revival of the said act of 27th April, 1784, with such further provisions and checks, as may be thought necessary, or by some other general statute to be passed for those purposes, and which may give e- qual opportunities to the claimants, and place the liquidation and settlement of such demands, in the hands of the ordinary officers of the State.

*Claims for services, supplies and losses, which if admissible, can be made against the United States only.*

Gilbert Pell for timber taken out of his yard, by Thomas Dodge to build <i>Gundola's</i>	127	18	0
Asa Haynes for hay and pasture for <i>the use of the army</i> ,	30	0	0
Abraham L. Witbeck for services performed for <i>the United States</i> certified by T. J. V. Vechten A. D. Q. M. G.	636	0	0
Coeinrad Lasher for oats delivered for <i>the use of the army</i> ,	7	17	5
Thomas Baxter,	120	0	0
Philip Hunt,	89	15	6
Sampson Benson,	112	0	0
Lawrence Benson,	53	0	0
Adolph Benson,	107	0	0
Peter Bussing,	£. 225	4	0
ditto,	78	0	0
Benjamin Archer,	303	4	0
Nicholas Berrien,	76	11	3
	166	12	0



	£.	s.	d.	£.	s.	d.
Isaac Vermilia,	273	5	0			
Henry Ryer,	95	0	0			
Peter Valentine,	188	19	5			
Sufanna Myers,	273	5	10			
John Myers,	211	5	0			
Abraham Vermillia,	39	0	0			
Frederick Vermillia,	30	0	0			
Johannis Waldron,	20	0	0			
Samuel Kip,	603	13	4			
Jacob and William Nagel,	417	6	8			
Isaac Courser	107	12	0			
Isaac Valentine,	790	3	8			
Stephen Embree,	32	0	0			
Isaac Hunt,	60	15	0			
Stephanus Hunt,	142	0	0			
Theophilus Hunt;	98	0	0			
				4410	8	8

The preceding 25 claims are for cattle, hay, grain, fuel and timber alledged to have been taken by order of the convention for *the use of the army* while at, and near Fort Washington.

Capt. Alexander Harpur for the service of himself and company on the western expedition under <i>General Sullivan</i> .	400	2	2
Charles F. Weisenfels lieutenant in New-York regiment for money advanced in recruiting <i>for the continental service</i> ,	52	0	0
Ezekiel Hyat for his services as a guide under the orders of <i>General M'Dougall</i> ,	23	4	0
Raymond Hazard for services as a private and artificer in <i>the first New-York regiment</i> ,	110	0	0
James Campbell for the pay of Stephen Van Voorheis, private in <i>the 4th New-York regiment</i> to which the claimant alledges he is entitled by purchase and assignment,			

A farther claim of the said James Campbell, for 12 bushels wheat as a bounty for enlisting in the levies, is already provided for. See the act of 1st July, 1780, entitled, "An act to complete the continental battalions," &c.

Daniel Delivan for the arms and accoutrements of three companies of State troops under command of the claimant in continental service, the said arms, &c. having as is said, been left <i>by order of the Marquis de la Fayette in a continental store</i> , and not returned.			
140 arms and accoutrements.			
Henry Van Nefs for <i>a Pickering's</i> note lost,	4	17	0
William Fowler for cows, calves, hogs, and a horse, taken by parties or individuals of the continental army,	99	0	0
Lewis Guion for a horse and two oxen taken by persons belonging <i>to the continental army</i> ,	39	0	0
Henry Palmer for wheat delivered to Jacob Cuyler, <i>a continental commissary of purchases</i> ,	10	16	0
Stephen Ward for 10 cords of wood and 600 rails used, and buildings, &c. destroyed <i>by the army</i> ,	36	0	0
Phinehas Hunt for fundry articles taken by Col. Hand's regiment in the army of the United States,	65	19	8
Henry Van Renffleear for a horse impressed by Brig. Gen. Poor, <i>a continental officer</i> ,	14	0	0
Johannis Kels for a waggon and harness impressed by order of the committee of Claverack, for the service <i>of the continental army</i> , and lost or detained in the said service,	20	0	0
Elizabeth Witbeck, executrix of Volkert Witbeck, for a horse impressed and lost <i>as in the preceding case</i> ,	13	0	0
Thomas Seymour for a barrel of rum delivered to Samuel Townsend, <i>a continental deputy commissary of purchases</i> ,	28	0	0



	£.	s.	d.	q.
Jessie Toll for boards and plank delivered Morgan Lewis, a continental D. Q. M. G. for the use of the army,				
Robert Van Rensselaer, executor of Catherine Ten Broeck, for flour delivered to J. G. Tompkins a continental deputy commissary of purchases,				
Christopher Monk for an ox impressed by order of General Clinton for the use of the continental army certified by G. Lansing Brig. Q. Master of the New-York line in the continental service.				
John Hooge for sheep and cattle impressed, and certified as in the preceding case.				
Frederick Krange for cattle and sheep impressed and certified as in the two preceding cases,	42	4	10	3-4
James Beatty for cattle delivered M. L. Woolsey, continental major and commandant at Schoharie middle fort.				
Phillip Klein for oats and hay delivered for the use of the army under general Putnam a continental M. G.	8	10	0	
John Bellknap, Capt. } 2d New-York regiment command- Zach. Hasbrouck, Lieut. } ed by James Clinton for subsistence David Hunter, Ensign, } while at Fort-Montgomery.	34	7	6	
Joseph Galpin, 26 days service of one yoke of oxen for the continental army,	7	16	0	
For wood furnished and cartage done for Capt. Bebee's company in continental service.	7	4	0	
A horse impressed by Morris Hazard, whose office or authority does not appear, but an affidavit delivered, states the horse to have been in the employ of Maj. Fish a continental Officer.	40	0	0	
William Lyon for a mare impressed by Morris Hazard, for the use of general Heath's division of the army,	30	0	0	
And for a yoke of oxen delivered to Samuel Townsend, a continental deputy commissary of purchasers,	30	0	0	
John Ferris for damages done by the continental army, for which he produces four appraisements, three of which amount to £. 37 9 10, the other specifies no value in money,				
Another claim for issuing 200 warrants to impress teams, and for impressing and conducting 40 teams, and other services relative thereto, at the time of the taking of Fort Montgomery,	15	0	0	
It is not shewn under what authority, or upon whose application these services were performed, if they were in fact performed, which is not supported by any voucher.				
The same person has lodged with the commissioners a receipt of Jacob Weed, for an order from C. G. Turnbull for 800 bushels of salt, and a paper signed N. Holbrook, Q. M. 6th Massachusetts regiment.				
But the application of these papers is not shewn, nor do they appear to the commissioners to entitle the claimant or any other person, to any demand against this State.				
William Lent for hay, grain and pasturage, used by the continental army,	16	4	0	
Peletiah Haws for wood for the use of the continental troops,				
John White for flour and casks delivered to Egbert Dumont in October, 1777, for the use of the troops at Hurley, then in continental service,	224	12	8	
Philip Hoghteling for a horse, saddle and bridle, lost in the public service at Esopus, in 1777,	44	10	0	
The claimant was a Major in the militia, then in continental service.				
Ezekiel Hyatt for beef furnished to Col. Drake's regiment of militia, 20th October, 1777, the said regiment being with the continental army,	5	10	0	
Nicholas Bayard for damage done to his farm by troops in continental service,	1000	0	0	



	£.	s.	d.	q.
Solomon Simson, for timber cut at Jews Creek, and used to support the <i>chain</i> ,	100	0	0	
Wine taken <i>by the army</i> ,	300	0	0	
Lead taken at Middletown, in <i>Connecticut</i> , for <i>public use</i> ,	400	0	0	
	800	0	0	
A further claim for his losses by the burning of Norwalk in <i>Connecticut</i> ,	1200	0	0	
Joel Pratt, Captain in the 2d New-York regiment, for fundry disbursements <i>in the continental service</i> ,	104	15	4	
With this claim are left, four receipts for muskets, and a receipt for 29 sheep, which appear to have no application to the claim, nor to entitle the claimant or any other person to any demand against this State.				
Adam Dennice's 8 days service with a waggon and horses.				
Jurry Lafhe 12 days service with ditto ditto.				
Casparus Bain 7 days service with ditto ditto.				
Capt. Joseph Elliot 26 days as pr. Gen. Ten Brook's certifi- cate at 10s pr day.	13	0	0	
Johannis Snyder's account,	10	16	0	
Martin Miller 18 days with sleigh and horfesto Ticonderoga, and four bushels wheat.				
Andries Richter's account for a mare,	18	0	0	
Mathias Miller's account for 2 horses,	30	0	0	
Johannis Heyseradt 1 waggon and harness,				
John Houfradt 1 set of waggon harness.	3	0	0	
Peter Vosburgh 7 days service with a waggon.				
Arent Decker 3 days service with waggon and horses.				
Jacob Dings 7 days,				
Jonah Myers 1 mare,	16	0	0	
Johannis Dings 18 days service with sleigh and horses to Tycon- deroga.				
Peter Pulver's account for provision.				

The losses and services and supplies for which compensation is claimed in the 16 preceding cases, appear from the charges, to have been sustained and performed in assisting the militia at the period of the invasion of the northern parts of this State in 1777.

The militia were then acting in conjunction with the troops of the United States.

Peter Pulvers account for £ 3 6 0 wholly unintelligible, (but is noted here having been presented with the accounts above mentioned.)

Isaac Van Vleck, executor of Henry Van Vleck, and Henry H. Kip, in behalf of the house of Van Vleck and Kip, claim pay for 727 1-2 bushels wheat seized *for the use of the continental army by Isaac Goes* assistant to *Jacob Cuyler, Commissary of purchases*, by a warrant issued pursuant to a resolution of the committee of safety of 1st March 1777.

By the said resolution the commissary or officer seizing under such warrant could not remove the property until he had paid therefor at the rates stipulated in the said resolution.

If therefore the claimant was not paid as appears to have been the case, he has a demand against the person seizing, perhaps against the United States. But in the opinion of the commissioners none against this State.

Killivn Van Rensselaar for flour (the quantity not ascertained) which was seized by Lawrence Fonda chairman of the committee for *the use of the army*, under what particular authority does not appear; but from the date and other circumstances the commissioners suppose it to have been under the resolution before referred to: Whatever may have been the authority the direct application of the flour to the use of the army constituted this, in the opinion of the commissioners, a proper demand against the United States only, or against the individual who seized, if without authority, but not against this State.

Dirck De Lamater for a waggon and harness taken 1777 *for the use of the United States*.



	£.	s.	d.	q.
Henry Dunbaugh for a horse lost in the northern department in } the continental service,	71	4	0	
David Hobby for flour (quantity not expressed) supplied the con- } tinental army,				
Israel Reynolds for a teamster, cart and pair of oxen impressed for } the continental service,				
For 3 tons of hay supplied the militia when in actual service of the } United States.				

The foregoing claims and accounts from page       inclusive, the commissioners conceive to be proper against the United States only.

This is in their opinion sufficiently evident in most of the cases from a bare statement of the demands. Some few appear to require a more special report.

The resolutions of Congress of the 7th May 1787, and 24th June 1788, relative to the settlement of accounts between the United States and individual States will shew the extent of the powers of the continental commissioners, and will serve to explain the opinions in such of the preceding cases, as may appear to require farther illustration.

*Claims for payment of State agent's certificates,*

John Peak for 1 certificate countersigned Joseph Shutliff,	25	13	0
Philip Bonestaël for 3 ditto countersigned David Van Nefs,	11	14	0
Gideon Slocum for 2 ditto countersigned Hendryck Wyckoff,	18	3	6
James Willis for 1 ditto countersigned ditto,	5	8	0
Tobias Van Beuren, for one ditto countersigned Isaac Stoutenburgh,	6	0	0
Titus Ketchum, for one ditto countersigned Hendrick Wyckoff,	2	14	0
William Faulkener for 1 ditto countersigned James Monell,	9	12	0
Abraham Onderdonck for 1 ditto countersigned Daniel Tier,	4	10	0
Isaac Coucklin for 1 ditto countersigned ditto,	10	10	0
Catherine Van Duerfen for 1 ditto countersigned Peter Van Nefs,	56	8	6
Peter Mesier for 1 ditto countersigned Hendrick Wyckoff,	10	16	0
Christian Fritz for 1 ditto countersigned David Van Nefs,	13	4	0
Claus Veilas for 1 ditto,	7	14	0

The foregoing are supported by affidavits of the delivery of the articles specified in the certificates.

Joseph Wood for 3 certificates countersigned Ebenezer Woodhull,	14	12	0
Lucas Goes for 1 ditto countersigned Peter Van Nefs,	4	8	0
David Hobby for 1 ditto countersigned John Haynes,	6	4	0
Widow Benson for 2 ditto countersigned John Stagg,	22	12	0
Gabriel Furman for 1 ditto countersigned James Monell,	23	4	0
2 ditto ditto Melancton Smith, }			
3 ditto ditto Mathew Dubois. }			

By the 25th section of the act passed the 5th May, 1786, entitled *An act for the payment of certain sums of money, and for other purposes therein mentioned*. All persons holding or possessing certificates of Udny Hay or any of his assistants, or of Jacob Cuyler, Morgan Lewis or Andrew Bostwick, were required to present them in the manner therein prescribed to the treasurer before the 1st September, 1786, and those who failed therein, are thereby declared *to be barred and forever precluded* from any compensation, of which the treasurer was directed to give public notice by advertisement, which was accordingly done.

By another act passed the 31st March, 1787, the time for presenting the certificates of Udny Hay and his assistants was extended until the 1st May then next; which time has not been further extended by any law of this State: So that all certificates of those denominations which were not presented within the times and in the manner specified in those laws, are expressly barred and forever precluded from compensation.

The commissioners have therefore, for the reasons contained in the observations prefixed to this report, conceived that a reference to the aforesaid acts was the most proper discharge of their duty, with respect to all claims of compensation for such certificates.



*Impresses.*

Claims for grain impressed *for the use of the army*, by virtue of warrants issued by his excellency the Governor, pursuant to an act passed 23d June, 1780.

	Skipplies of wheat.	Bushels of				Barrels of flour.
		Wheat.	Indian corn.	Rye.	Oats.	
John Miller,		22				
Peter Pulver,		15				
William Lynk,		16		4		
Philip Clum,		15				
Bastian Lasher,				2		
Charles Frits,		2				
Conradt Berenger,		20				
Zachariah Volant,			3	4		
Philip Dunsbagh,		20				
Jacob Enderfon,		9				
Dirck Jansen,		40				
William Beckers,		35	6	6	6	
Henry Platner,		450				
Coenrad Lasher,		20 $\frac{1}{2}$				
Robert Livingston,		470				
Frederick Rowe,		100				
Henry Livingston,		8	12		3	
Zophar Weeks,		27				
Hendrick Bartle,		25				
Arie de Long,		16				
Henry Platner,		45				12
Isaac Quackenbos,						2

The law authorizing these impresses, declares the articles impressed to be for the *use and service of the army*, and that the owner shall be entitled to receive from the public officer authorized to pay the same, the current price for the articles impressed, but does not say by whom that public officer is to be appointed. The commissioners have, however, no doubt, but these were proper claims against the United States, and would have been allowed by the continental commissioner if exhibited in proper season; therefore, and for the reasons contained in the second preliminary observation, the commissioners are of opinion that these claimants cannot of right demand payment of this State.

Henry J. Van Rensselaer and Egbert Dumond claim for their services in making impresses under the warrants of his excellency the Governor, as follows :

Henry J. Van Rensselaer, for himself, his horse and expences 27 } days, at 20s per day,	27	0	0
Egbert Dumond, for himself, his horse and expences 19 days at } 20s per day,	19	0	0

The commissioners are of opinion that these two charges are reasonable, that having been employed under the Governor, the claimants could have no demand against the United States, and that the charges are proper against this State.

*Claims for services in assisting the said H. J. Van Rensselaer and Egbert Dumond in making the said impresses.*

Jocham Muller, for himself, his horse, and expences, 4 days,	4	0	0
Cornelius S. Muller, the like 3 days,	3	0	0
Samuel Jer. Ten Broeck, the like 3 days,	3	0	0



			£.	s.	d.
	<i>Continued.</i>				
Lawrence Fonda,	the like	7 days,	7	0	0
John D. Robinson,	the like	4 days,	4	0	0
Henry Platner,	the like	6 days,	6	0	0
James Elting,	the like	4 days,	4	0	0
Richard Estelllyne,	the like	4 days,	4	0	0
Christopher Muller,	the like	6 days,	6	0	0
David Shirts,	the like	4 days,	4	0	0
John Philips,	the like	2 days,	2	0	0
			<hr/>		
			47 days,	47	0 0

The commissioners consider the reasons just before stated in favor of the claims of Van Rensselaer and Dumond, to apply to the eleven preceding, and that they are therefore proper charges against this State. Say 47 days at 12s. £. 28 4 0  
*Claims for payment of debts due from persons whose property hath been forfeited or sequestered.*

	£.	s.	d.	q.
John H. Slegt against J. Kane's estate for the amount of the principal and interest of a note of hand dated 17th Dec. 1777. }	138	3	10	
The executors of John Van Cortlandt against J. T. Kemp's for 7 years rent for a house in the city of New-York occupied by J. T. Kempe after the British took possession of the city. }	1400	0	0	
Arrabella Graham against Solomon Fowler's for the occupation of her farm from 1st April 1777 to 20th May 1780, and for fundry articles taken, and waste committed during that period. }	1280	18	0	
Richard Morris against William Tryon's for trespass committed after July 1776 on the claimants farm in West-Chester. }	6780	6	1	
Christopher Van Duerfen against Samuel Harris's for cattle sold to him in 1780. }	150	0	0	
Ezekiel Hyatt against Peter Drake's upon an account dated 4th April 1777. }	20	0	0	
Leonard Lawrence against David Coldens upon a bond dated 1782, }	150	0	0	

This claim hath been referred to the commissioners by resolution of the honorable the assembly of the 4th March 1791.

Ebenezer Boyd against Joseph Merrit's for money paid for his use 10th November 1776. }

It appears also that the claimant on the 15th February 1781 purchaed, or took a release of J. Merrit's Farm, which has since been sold by the commissioners as forfeited, the claimant's purchase having been after the date of the offence, upon which the conviction took place.

The several foregoing demands against forfeited estates arose after the ninth day of July 1776, and are expressly precluded by the 42d section of an act passed 12th May 1784, entitled *An act for the speedy sale of the confiscated and forfeited estates within this State, and for other purposes therein mentioned.*

Zebulon Townsend against Roger Morris and Beverly Robinson,	95	7	10	
Elijah Lee against Edmond Palmer and Lewis Palmer for amount of two bonds the one to John Hallock dated 19th April 1776, principal £ 100, the other to Augustus Drake dated 1st May 1777 principal £. 15. }	230	0	0	

E. Lee claims as assignee of these bonds, but does not shew the date of his purchase. The last mentioned of the bonds having been executed after the 9th July 1776 is subject to the preceding remarks upon similar demands.

Elizabeth Van Dyck, against George Cornwell, upon a bond dated 10th May 1774 principal £ 100 say principal and interest. }	200	0	0	
Ezekiel Hyatt, executor of William Berdon against Nathan Whitney's, }	6	7	9	
Isaac Bloom against Jos. Ford's,	4	15	3	



John M'Kesson, } severally against John Tabor Kemp's,  
 Richard Harrison, }  
 James Willet against David Colden's,  
 Leffert Lefferts against Daniel Outwater's. This is a mistake,  
 Daniel Outwater's estate has not been confiscated.

William Beadle, against Nathan Whitney's,  
 John Van Der Bilt, } severally against Beverly Robinson.  
 Mary Henderson. }  
 Zeph. Bachellor against Sir William Johnson and several others.  
 Flores Bancker, against Waldron Blaau,

Robert Robinson and } jointly against Adam Youngs.  
 Michael Price, }

Jonathan Randall, against Philip Jones,  
 Jeronimus Rapalje, }  
 Francis Jones and others ex- }  
 cutor's of Sufannah Cantine. } severally against John Pells.  
 E. Jones executrix of }  
 Jane Cantine, }

Jeronimus Rapalje, } joint against Abraham Rapelje's.  
 and Abraham Bogert, }

The fourteen last preceding claims have been specially referred to  
 the commissioners by resolutions of the honorable assembly of  
 the 3d, 4th and 5th instant.

Stephen Fowler, against Thomas H. Barclay,

69 6 2

William Bailey, }  
 Robert Hyslop, }  
 Anthony L. Bleecker, } joint demand against James Mathers. 1498 6 9  
 Daniel Dunscomb, }  
 William Wykoff, }  
 Charles Duryee, }

James Moore, }  
 Isaac Bloom, against Stephen Price's, }  
 same against David Long's, }  
 same against John Mitchel's, }  
 same against Howland Soles, }  
 same against John Anderson's, }  
 same against Jonathan Bedford's, }  
 same against James Sisson's, }  
 same against Thomas Avery's, }

5	4	4
47	15	6
3	2	5
19	6	3
2	11	4
4	18	7
10	15	2
2	15	4

96 18 10

David Crosby,	£. 76	10	7	} Severally against John Kane's.
David Crosby jun.	11	13	9	
Joseph Elderton,	37	10	0	
William Wooster,	18	11	7	
George Penny,	35	2	0	
Daniel Bull,	9	7	6	
Thomas Regan,	12	14	0	} Severally against Malcom Morrison's.
David Crosby, junr.	£. 62	5	8	
Samuel Lincoln,	5	8	3	
Benjamin Vintrefs,	15	0	0	
Simeon Rider,	3	5	0	
John Birdfall,	134	16	0	
Simeon Rider,	£. 434	3	2	} Severally against Ebenezer Rider's.
Daniel Bull,	18	11	7	

58 0 0

The 25 foregoing claims are for satisfaction of debts out of the proceeds of property  
 sequestered. The estates of the several debtors have become forfeited, but in some in-  
 stances no property hath come to the hands of the commissioners of forfeitures, and in



Others the property which has come to their hands, hath been insufficient for the discharge of debts which have been certified.

	£.	s.	d.	q.
David Crosby, junr. against Alexander Menzies,	37	17	5	
Frederick Pinckney against the same,	1	2	10	
<hr/>				
David Crosby, junr. against Charles Theal's,	3	8	4	
Daniel Bull against the same,	34	8	9	
Frederick Pinckney against the same,	9	17	0	
John Barber against the same,	22	18	3	
<hr/>				
David Crosby, junr. against Samuel Ward,	2	15	0	
<hr/>				
Same against Samuel Robbett,	1	18	6	
James Birdfall against the same,	6	15	7	
<hr/>				
James Birdfall against Samuel Dickinson,	15	9	10	
Frederick Pinckney against the same,	5	3	9	
Jonathan Smith against the same,	19	17	3	
Daniel Bull against the same,	15	3	11	
<hr/>				
Same against Reuben Chace,	17	18	6	
John Barber against the same,	11	5	9	
David Crosby, junr. against the same,	5	10	0	
James Randall against the same,	8	19	0	
<hr/>				
Daniel Bull against William Springer's,	13	0	2	
<hr/>				
Same against John Yeoman,	11	9	3	
<hr/>				
Frederick Pinckney against Gilbert Dickinson,	9	4	3	
David Crosby against the same,	2	16	11	
David Crosby, junr. against the same,	3	11	5	
<hr/>				
David Crosby against Samuel Fuller,	12	5	0	
David Crosby against James Dickinson, junr.	2	11	0	
James Birdfall against Barnes Hatfield,	25	16	0	
Same against Allen Cornell,	6	15	7	

The 26 preceding claims are to have debts satisfied out of the proceeds of property sequestered, though there hath been no conviction of adherence or other forfeiture of the estates of the debtors.

The commissioners are of opinion that a law should be passed authorizing the treasurer to pay demands against forfeited estates, in all cases where there still remains in his hands a surplus from the proceeds of such estates, notwithstanding the limitation contained in the act of 12th May 1784: But the commissioners would recommend that some mode different from that prescribed in the said act, be directed for the ascertaining the amount of those demands. The several claimants and such others as have neglected to avail themselves of the benefit of the said act, may in the opinion of the commissioners, be with propriety holden to strict legal proof of their respective demands, in due course of law in some court of record, where the interest of the State may be defended by some officer to be for that purpose appointed.

The commissioners are further of opinion, that where there has been a sequestration of any part of the property of a person *whose estate hath become forfeited*, the avails of the property so sequestered, as far as the same *can be distinguished*, should be subject to the payment of his debts, in like manner as may be provided with respect to other demands against forfeited estates: But it would not in the opinion of the commissioners, be at this time advisable to assume the payment of the debts of persons whose property hath been sequestered, and where there hath been no other forfeiture or confiscation.

George Stanton against Thomas Jones, £. 52 0 0

It appears that Elizabeth Van Horne had a claim against the estate of Thomas Jones, for the service of a Negro, which not being demanded within the time limited,



became barred, and that George Stanton has paid to the said Elizabeth Van Horne, £. 52 0 0, in discharge of her said demand.

When this demand originated, does not appear; the commissioners do not conceive that the claimant is entitled to any special legislative provision in his favor, but are of opinion that he should be left to seek his remedy under such general law as may be passed relative to demands against forfeited estates, in case the legislature should deem such law to be expedient.

[This claim of George Stanton is particularly referred to the commissioners by a resolution of the honorable the Assembly of the 3d instant.]

*Claims relative to sequestrations, and to property taken by orders of the convention.*  
£. d. s.

Catherine Van Alen, executor of John Van Alen, for half a sloop sold by M. Roseboom as commissioner of sequestration, as the property of Hoffnagle, but which proved to be the property of Franklin. John Van Allen purchased the half at the third intermediate sale, and sold to Slingerlandt, against whom Franklin recovered £. 149 0 0: Slingerlandt now *sues* Catherine Van Alen, and she claims indemnity from the State:

The State should pay the amount received, but cannot pay with propriety, without a release from Tillman the first purchaser:

The amount or date of the first sale is not precisely ascertained; neither are the commissioners satisfied that the first sale was not collusive; Tillman appearing to be both seller and buyer: It would be more regular and proper, that each vendee should resort back to his immediate vender, and the first purchaser only, claim against the State.

Peter Corney, for property taken by the commissioners of sequestration, } 186 15 0

In 1777, P. Corney, had permission to go to New-York, and a pass and flag from general M'Dougall for that purpose, under which protection he went to New-York; the commissioners of sequestration, nevertheless, seized and sold his property, to the amount above stated.

The property of P. Corney, was not, in the opinion to the commissioners, liable to sequestration, and the amount ought in their opinion to be refunded.

His claim for waste and destruction *by the army* £ 771 8 0 inadmissible as against this State, and perhaps most proper to be made to the British government, where it appears his claim hath been heretofore exhibited in expectation of recompence by reason of the *loyalty* of the claimant.

John Turner, whose estate has been confiscated claims restoration of property sequestered, } 41 0 0

Mangle Minthorne and John Staples, } for property sequestered. 217 0 0

These persons were voluntarily within the British lines and their property was therefore liable to sequestration under the acts of the convention. They produce a certificate of their attachment to the American cause, signed by some respectable characters. But being within the resolutions of convention, the commissioners cannot advise a recompence.

Manuel Josephson £ 7 4 0 } for arms taken June 1776, by }  
 John Richardson, 54 18 0 } order of convention. }

It appears that the arms were taken as above stated that they were delivered for the use of the United States, and that this State *hath credit* for the amount as of *that time* with the United States.

The commissioners are of opinion that these several accounts should be paid by this State.

James Dole, for the half of a sloop taken by the secret committee, and used as a state prison ship, and her tackle and apparel used in obstructing the channel of Hudson's River. }

It appears that the sloop in question was owned by Philip Jacobs and James Dole, the claimant in equal shares; that the said sloop was taken by Gilbert Livingston Esq. in 1777. and used as State prison ship, and her rigging and anchors used in obstructing the channel of Hudson's River, and that this State hath credit with the United States, for the said rigging and anchors.



That Philip Jacobs brought an account for his moiety against the said G. Livingston, and in the year 1781 removed therefor the sum of £310 besides costs for which amount with costs, the said Jacobs by the Vth and VIth section of an act passed 22d November 1781, received the treasurer's certificate bearing interest at 5 pr. cent. from the day of the said recovery :

That it also appears that the sum of £500 was on 14th April 1777 paid by the said Phillip Jacobs and James Dole as the purchase money of the said sloop, with her sails tackle and apparel.

The commissioners are of opinion that J. Dole has a just claim against this State for the value of the moiety of the said sloop, rigging and anchors, but under the circumstances above stated do not recommend the sum recovered by P. Jacobs as a proper standard, whereby to estimate the compensation due to this claimant.

	£.   s.   d.
William Lawrence on behalf } For £. 92 15 4 taken by order	
of Richard Seaman and } of the convention 14th Febru-	
William Lawrence, } ary, 1777.	

It appears that the sum in question was in the hands of Charles Duryee, for the use of the claimants, and was taken at the date above mentioned by the particular order of the convention, and that the said C. Duryee was at the same time, by a resolution of the said convention, indemnified for the payment of the said sum, the said claimants being then within the enemies lines ; but that William Lawrence soon thereafter removed to Connecticut, where he remained until the end of the war.

This money having been applied to the use of the State, and there appearing no legal or regular forfeiture, confiscation or sequestration thereof ;

The commissioners are of opinion, that the money should be refunded.

Thomas Ten Eycke, £. 147 14 8	
Ten Eycke and } 80 9 4	
Seaman, }	

Taken by order of the convention 21st January 1777.

These sums belonging to the claimants as above stated, were in the hands of Lemon-  
tis Noe, and taken as in the last preceding case.

*Miscellaneous claims and accounts.*

Walton Hulin, claims pay for services rendered the committee } of Beekman's precinct, during the war.	£70 2 0
---	---------

It appears from the certificate of Ebenezer Cary and Maurice Pleas, who stile themselves committee men, that W. Hulin was useful to the said committee in apprehending robbers and disaffected persons.

The particular charges are not supported otherwise than by the affidavit of the claimant :

The commissioners having therefore no satisfactory means of ascertaining the value of those services, and considering that services of the nature of those charged by the claimant, were at those periods usually performed from the laudable motive of promoting the cause of liberty, are of opinion, that the said Walton Hulin should be paid the sum of £51 14 2, which it appears he hath in his said sworn account, charged to have been actually disbursed.

David Howell, for repairing muskets for the use of the New- } York regiments, in the service of the United States in 1776.	48 1 1
--	--------

It appears to the satisfaction of the commissioners that the services were performed, that the charges are reasonable, and that this State *bath credit with the United States* for those arms at their value *when* repaired. The commissioners are therefore of opinion that the said account should be paid.

Evert Bogardus for making 325lb nails at 9d. for the use of the } State rope-walk at Esopus.	12 3 9
--	--------

It appears to the satisfaction of the commissioners that the service charged was performed, and they are therefore of opinion, that the claimant should be paid therefor, at such rate as may be thought reasonable.

Abraham Woodhull for four boats purchased for the use of a } continental regiment, by order of the committee of Brook-Haven £45 12 0, and the farther sum of £1 9 0 for his services and expences on that duty.	47 1 0
---	--------



No proof is offered that the boats have been paid for by the claimant, or that they were delivered for the purpose alledged; the commissioners are therefore of opinion, that it is not supported as a charge against this State.

John Schenck, for £. 732 ; materials by him purchased, and }  
 paid for by order of the convention, for the purpose of erect- }  
 ing barracks for the army at Spuytden Duyvel creek, and £. 60 }  
 for his services in making those purchases,

It appears to the commissioners that the claimant purchased and paid for the articles charged, £. 732 4 0; that those purchases were made by the special order of the convention, which order directed the claimant to draw on captain Ayres for the money necessary to make those purchases; that pursuant thereto he drew on the said Ayres, who did not pay his draft; that the said account was in 1785, presented by Paul Schenck, as representative of the said John Schenck, to the continental commissioners for liquidation. That the said commissioners were willing, and offered to have allowed the ballance of the said account, deducting therefrom the said charge of £. 60; to which deduction the said Paul refused to submit, whereby the said account was not liquidated.

The commissioners conceive the amount of the foregoing account as due and demandable from the United States only; and the services having been laborious and faithfully executed, the said charge of £. 60 as against the United States, was in the opinion of the commissioners, just and reasonable; yet the said sum of £. 60 having been disallowed by the continental commissioner, it is submitted to the consideration of the legislature, how far the said Paul, as executor of the said John, hath under the resolution aforesaid, an equitable claim therefor against this State.

Richard Brown, late a soldier in the New-York line, claims the }  
 value of a final settlement certificate, which had been deposit- }  
 ed with Peter T. Curtenius, and by him delivered upon a for- }  
 ged order.

The final settlement notes due to the soldiers of the continental army, were, by resolve of Congress, directed to be deposited with the supreme executive authority of each State, in order to their being delivered to the troops.

The auditor, at the request of the Governor, took the trouble of delivering out the certificates for this State, and delivered that of the claimant, upon an order which the said claimant alledges is forged.

This, if true, will not in the opinion of the commissioners, entitle Richard Brown to any demand against this State.

John Wigram claims for his services in assisting the commis- }  
 sioners appointed by Congress for running the line between }  
 this State and Massachusetts;

Those commissioners are by law fully authorized to settle this account, if just.

Jacob Bamber, and 27 others, late officers in the army, and who }  
 resigned before 10th April, 1780, claim depreciation. }

They have not of right (in the opinion of the commissioners) any claim *upon this State*.

Nicholas Jones, for £. 73,946 18 0 } for damage done by }  
 Peter Mesier, 300 0 0 } the British. } 74,246 18 0

No claim against this State.

Solomon Hopkins, for beef and pork supplied captain Town- }  
 send of colonel Ludenton's regiment of militia when doing } 5 10 0  
 duty as a guard at Cox's Mills, in May, 1777, }

The charge is reasonable, properly vouched, and in the opinion of the commissioners, justly due from this State.

Thomas Storm, and } Claim for their services and expences in }  
 Hendrick Wykoff, } procuring money on loan, and exchange- }  
 ing the Treasurer's certificates for the re- } 12 0 0  
 cepts which they had given—6 days each, }

It appears to the commissioners that this service was performed pursuant to a request contained in a concurrent resolution of both houses of the legislature, passed 30th May, 1780, and that the charge is reasonable.

Rev. Dom. Gross, for 25 skippels of potatoes delivered 24th }  
 October, 1780. }



The vouchers produced in support of this claim, is an order of Daniel le Roy as B. Major to General Van Rensselaer, upon Christoher P. Yates, deputy state agent, for payment of the same claim, dated 24th October, 1780, at Fort Rensselaer.

This claim is not, in the opinion of the commissioners, supported as a charge against the State, as it does not appear for whose use the articles furnished, were applied, nor whether general Rensselaer was then in the service of the United States, or of this particular State.

Andrew Billings exhibits an account containing 23 charges, together amounting to £. 74 5 2 ;

Of these charges the first twenty are for subsistence of his company, in continental service, in 1775.

The claimant does not set forth the number or names of his company, for which reason the commissioners have no means of determining how far the charges correspond with the allowance for subsistence then established by the convention.

It farther appears from the representation of the claimant, that captain John Schœnck received from the convention, pay for the subsistence now claimed by major Billings ; but by what authority the payment was made to captain Schenck, the commissioners are not informed, nor have any means to ascertain.

They nevertheless think themselves constrained to presume, until the contrary shall be shewn, that the payment to captain Schenck was proper ; the three remaining charges in the account now under consideration are,

1st. Cash paid for transportation of the baggage of his company from Peekskill to New-York, £. 9 12 0  
2d. Cash paid for powder for his company, 3 4 0

Had these expences been in the strict line of his duty, and properly vouched, the commissioners conceive they should be charges against the United States. They are aware that such demands were at an early period of the war, frequently paid by the State, but are nevertheless of opinion, that it would be improper for the State at this day to make farther payments of such charges, no reason having been assigned to the commissioners for the unreasonable delay.

3d. A demand against a confiscated estate, £. 0 18 3, for the liquidation of which a particular mode is pointed out by law, and therefore the commissioners conceive improper to be examined by them.

David Belknap, for a Negro killed at the taking of Fort Clinton, while doing duty in the militia, 120 0 0

Which is not in the opinion of the commissioners, a proper claim against this State.

Peter Sim, for 150 days, alledged to have been spent in the service of the committee for establishing salt manufactures, 99 1 10

The claimant acknowledges to have received in advance £. 80, and claims a ballance of 19 1 10

The commissioners are of opinion that the said £. 80 is an extravagant sum for his services and expences, and that he hath no demand against this State.

Anne Brevoort, for £. 50 3 10, Jane Dies, for 20 16 10, Being a ballance of the £. 100,000 tax, assessed upon them severally, they not being subject to the payment of any part of that tax.

It appears to the commissioners that the claimants were not subject to the payment of any part of the said tax ; and that the money paid by them respectively on that account, ought to be reimbursed : But are of opinion that it is due from the corporation of the city of New-York, and not from this State.

John Duzenbury, for the support of a party under his command in April, 1776, on special service, by order of the committee of Rumbout, 40 0 9

It appears that the claimant was with a party of about 20 men, in service by order of the said committee, for the space of 15 days or thereabouts ; that he supported them for that time at his own expence, and are of opinion that he should be reimbursed the sums paid by him on that occasion, but the actual disbursements not being ascertained



by any vouchers, the commissioners think it reasonable to allow him at the rate established by the convention about that period, for the subsistence of soldiers, viz.

8s. per week, each man,

£. s. d. q.  
£. 17 3 4

John Livingston, for 1 pair shoes, and 2 pair stockings, delivered to Henry Freligh, 19th January, 1779.

It does not appear for what purpose these articles were delivered or how applied, and therefore no proof to support a demand against this State.

Daniel Birdfall exhibits an account against this State, for £. 30 18 0, but has given no proof or voucher in support of any one charge.

Samuel Somes, for grain impressed by order of Thomas Storm, } 70 0 0  
by virtue of an act passed the 2d April, 1778,

This act provides a mode of impressing certain articles for *the use of the army*, but the claimant's demand is not certified in the manner directed by the said act, and which would have constituted a proper charge against the United States. It is not, in the opinion of the commissioners, a proper claim against this State.

Jacob Weaver, for a waggon, horse and harness in the service } 32 0 0  
of general Herkimer's *brigade of militia*, and lost in action,

The charge is well supported, and is in the opinion of the commissioners, proper against this State.

Ichabod Smith, £. 2 0 0 } For transporting the baggage  
Joseph Lewis, 2 0 0 } of capt. Wick's company of col. J.  
Jacob Brunt, 2 0 0 } Smith's regiment to Brooklyn.

In support of these charges, are produced certificates, signed John Wick, captain: The nature of the service in which his company then was, is not specified, but the period (August 1776,) would incline the commissioners to believe it a charge against the United States. It is not in their opinion, so vouched as to render it proper against this State.

Jacob Brunt, for services performed by order of the committee of Huntington, is wholly unsupported; } £3 0 0

Robert Van Rensselaer for 328lb beef furnished for the drafts certified by Jellis Fonda who styles himself superintendant: but as neither the nature of his office or authority, by whom appointed, or the destination of the troops, are shewn,

It is not in the opinion of the commissioners, supported as a charge against this State.

Jonathan Terwilliger, wounded while in militia service, but gives no evidence of any disability, and prays to be made a pensioner, which is not in the opinion of the commissioners a matter proper for their examination, See act of 22d April, 1786.

Amos Schofield for 2 yoke of oxen and a cart, £47 16 0 }  
Ebenezer Schofield and } 2 yoke of oxen } 47 18 0 } 95 14 0  
Michael Schofield, } and a cart, }

These two charges are for impresses made by Charles Ward, under the orders of William Duer and Ebenezer Lockwood.

Samuel Brewster, for 13 casks of flour impressed, 39 15 0

Certified by Nicholas Bröwer and M. Van Rensselaer who style themselves assessors.

It does not appear by what legal authority if any, these three impresses were made, for what use intended, or in what service, if any, employed: And are not therefore in the opinion of the commissioners, supported as proper charges against this State.

Samuel Barker,	} The 13 persons claim payment for rum, provisions, wood, forage and <i>house room</i> , for the use of troops under the command of David Hobby, all certified by the said David Hobby, who styles himself in some instances, a captain, and afterwards major; several of the certificates are directed to the Q. M. General, others to different persons in the quarter-master and commissary departments, and many without direction.
Benoni Platt,	
Samuel Hopkins,	
Thomas Hopkins,	
Roger Lyon,	
Samuel Banks,	
Daniel Trip,	
Gilbert Palmer,	
James Clement,	
Ichabod Ogden,	
Benjamin Husted,	
Samuel Bostwick,	
Hannah Green,	

Hannah Green for 2 bushels of wheat furnished to Lieut. Mosher: William Mosher-



er certifies that Hannah Green delivered 2 bushels wheat, for the use of the company under his command. The nature of the service in which Capt. Hobby, and Lieut Mosher were then employed, does not appear. These 14 claims are not therefore in the opinion of the commissioners, so authenticated as to entitle the claimants to demand payment of this State.

Caleb Hobby, claims payment of a note signed "Wm. Hobby," "by order of John Haines P. C. Forage," dated 22d February, 1782, promising *when he shall receive public cash* to pay Caleb Hobby *such sum as may be allowed* for impressing ten teams on the 5th March 1780, *for public use*, no farther voucher, proof or explanation is left with this claim.

(The 15 foregoing claims were exhibited by William Hobby.) £. s. d.  
Gilbert Deane claims a ballance of 52 15 4 upon the settle- }  
ment of a militia pay roll.

Captain Deane's pay roll was liquidated in 1778, by Mr. Sands as auditor, and £. 404 16 0 paid thereon. It appears that the full amount of the pay roll was either not allowed, or if allowed not paid.

The commissioners have no satisfactory proof of what were the objections to the allowance or payment, nor whether those objections have been removed.

Jacob Newkirk, for a horse killed in action, the claimant being } 30 0 0  
then a major in the militia,

The facts are proved, but do not in the opinion of the commissioners, entitle the claimant to compensation from this State ; they consider the horse as taken into service for the Major's convenience, and not as essentially necessary in the discharge of his duty.

Theophilus Anthony, for articles furnished for the use of the ships } 4 0 6  
at Poughkeepsie,

which appears to the commissioners to be a proper claim against the United States.

A farther claim for articles furnished to Gilbert Livingston one } 4 17 4  
of the secret committe,

This charge is supported to the satisfaction of the commissioners, and appears to them to be just as against this State.

Raymond Hazard, addressed himself to the generosity of the } 110 0 0  
State, for a reward for discovering a plot which had been formed by a part of the garrison at Fort Schuyler, and proposes.

The fact of the plot and discovery are proved to the satisfaction of the commissioners, by the most respectable testimony : As the garrison consisted of several hundred men, *citizens of this State*, against whose lives the plot was particularly aimed ;

The commissioners conceive that some attention to the merit of the claimant would be proper on the part of the legislature.

GERARD BANCKER, Treasurer.

PETER T. CURTENIUS State Auditor.

AARON BURR, Attorney General.

New-York, March 10th 1791.

*The following claims are under consideration.*

James Monnel's,	Ebenezer Boyd's,	
Mathew Dubois's,	Henry Remsen and others,	
John Freer's,	Thomas Machin's,	
Joseph Wood's,	Joseph Fowler's and	
The corporation of New-York,	Mallow's,	}
John R. Myer's,	Joseph S. Mabbet's,	
John Graham's,	William Miller's,	
Widow Roger's,	Solomon Simson and others,	

For cannon, which will be reported upon without delay.

GERARD BANCKER, Treasurer.

PETER T. CURTENIUS, State Auditor.

AARON BURR, Attorney General.

March 10th 1791.



The report of Gerard Bancker and Aaron Burr two of the commissioners, upon the claim of Peter T. Curtenius.

Peter T. Curtenius States,

That on the 17th April 1778, he advanced for the State to purchase cloathing for the continental troops £5876 1 2,

That this sum was repaid him on 6th July following, when worth by the Specie £2718 9 8

scale of depreciation but £1897 16 0

£.1897 16 0

The intermediate loss by depreciation being;  
which difference he now claims.

£.820 13 8

The facts of the advance and of the re-payment of the nominal sum at the dates above mentioned are fully established. At the time of the re-payment the account was considered as settled, no depreciation being then contemplated.

It appears farther that this State hath credit with the United States for the full sum of £2718 9 8 specie being the value of the said £5876 1 2 on the 17th April 1778, the sum it was advanced by the said Peter T. Curtenius; and that this State hath therefore credit with the United States for £.820 13 8 more than was paid to the said Peter T. Curtenius, being the ballance he now claims.

Under these circumstances it appears to the said two commissioners, that the said Peter T. Curtenius hath an equitable claim upon this State for the said difference or ballance of £.820 13 8.

GERARD BANCKER, Treasurer.  
AARON BURR, Attorney-General.

10th March, 1791.

Upon the claim of Matthew Du Bois, A. S. A. the commissioners report,

That in the year 1785, the State auditor liquidated the account of Mr. Dubois, making a ballance due to him of £.394 16 0, which liquidation was confirmed by a vote passed the 22d March, 1788, and the sum of £.131 12 0, being 1-3 part thereof ordered to be paid him in cash, and a certificate in the usual form for the remainder 2-3, to wit, £.263 4 0.

On examining the auditor's account, it appears that Mr. Dubois is allowed for 658 days service at 12s per day, which if paid him in new emission, he was entitled to receive at 4s for 1, but 2-3 parts thereof having been paid him in certificates. He alleged that he sustained great loss thereby, having sold it at 4s in the pound; which loss, together with interest thereon, and charge of travelling expences not heretofore allowed him, amount to the sum of £.641 6 0.

The commissioners are not possessed of any data from which to determine the relative value of the said certificates, and new emission money; and as to the equity of settling the said claim; they find themselves therefore incompetent to give a decided opinion, other than that the aforesaid settlement appears to have been less in current value, than the compensation originally promised to the claimant. In regard of the charge of 8s per day for expences, however reasonable, it hath not that the commissioners can discover, been heretofore allowed to the State agents, nor does the law warrant the charge.

GERARD BANCKER, Treasurer.  
PETER T. CURTENIUS, State Auditor.  
AARON BURR, Attorney General.

The corporation of the city of New-York, claim £1753 12 0 for 548 muskets supplied by them in 1775, and which were applied for the use of General M'Dougall's and General James Clinton's Regiment.

In support of the charge, they produce the order of the provincial congress, directing arms to be taken and appropriated to the use of the continental army, and an affidavit of William Tapp, a Quarter-master of General M'Dougall's Regiment, declaring that he did himself receive for the use of the said regiment, 434 of those muskets, and he well remembers it was then reported that the remainder of the arms was sent to Windsor for the use of General James Clinton's regiment.

The State auditor has introduced this charge in his account against the United States, and as reason to think it will allowed when it can be made appear that the corporation



have received pay for said muskets from the State of New-York. Your commissioners are therefore of opinion, that this claim is proper to be allowed by the State,

GERARD BANCKER, Treasurer.

PETER T. CURTENIUS, State Auditor.

MORGAN LEWIS, Attorney General.

New-York, March 5th 1792.

A copy of a resolution of the honorable the Senate, delivered by Mr. Roosevelt and Mr. Sands, was read, and is in the words following, viz.

"Resolved, that a message be sent to the honorable the Assembly to inform them that the bill, entitled, *An act for laying out, repairing, and improving certain public roads and highways within this State*, was received and read for the first time on the nineteenth day of March last, and on the twentieth was read a second time, and committed to a committee of the whole; and that the Senate have since been several times in committee, and made considerable progress therein."

A copy of a resolution of the honorable the Senate, delivered by Mr. Roosevelt and Mr. Sands, was read, That the Senate will meet this House at five of the clock this afternoon, to hold the conference proposed on the amendments to the bill entitled, *An act for the support of government*, which were not concurred in by this House, and were adhered to by the Senate; and that Mr. Schuyler, Mr. Jones and Mr. L'Houmeau, are appointed a committee to manage the said conference on the part of the Senate.

A copy of a resolution of the honorable the Senate, delivered by Mr. Roosevelt and Mr. Sands, was read, concurring with this House in their resolution of yesterday appointing a committee to examine the accounts of the treasurer, and to do and perform the matters by the said resolution designated.

A copy of resolutions of the honorable the Senate, delivered by Mr. Roosevelt and Mr. Sands, was read, and is in the words following, viz.

"Resolved, if the honorable the Assembly concur therein, that every person holding a certificate issued by Udny Hay, late State agent, and countersigned by any of his assistants, pursuant to the act, entitled, *An act to procure supplies for the use of the army, and to prevent a monopoly of cattle within this State, and more effectually to prevent supplies of cattle to the enemy*, passed June 24th, 1780, or any other certificate for services performed, or supplies furnished for the late army of the United States, and which are declared to be payable by this State, may exhibit the same to the auditor of the State; and if he shall find that such certificate was passed in pursuance of the said act, or of any other act of the legislature of this State, and that for the services or articles therein specified, no payment has been made on the part of this State, he shall so certify on a paper, to be annexed to such certificate, to the intent that the holder thereof may be enabled to exhibit the same as evidence of non-payment thereof, and be enabled to subscribe the same to any loan of the United States, in which such certificate is made subscribable: And the said auditor shall keep a memorandum of the amount of each certificate so by him to be certified as may suffice to designate the value thereof, to whom originally issued, by whom, and in pursuance of what law."

"Resolved, That the auditor cause the preceding resolution to be published in the newspapers printed in this State, and that he require the holders of such certificates to exhibit the same without delay."

Resolved, That this House do concur with the honorable the Senate in the said resolutions.

Ordered, That Mr. Brown and Mr. Barker, deliver a copy of the last preceding resolution of concurrence, to the honorable the Senate.

Mr. W. S. Livingston from the committee of the whole House on the bill entitled, *An act for regulating the mode of returning Jurors for trials before justices of the peace*, reported, that after the said bill had been read in the committee, and debates had thereon, Mr. Lawrence made a motion that the bill should be rejected. That debates were had on the said motion, and that the question having been put whether the committee did agree to reject the bill, it passed in the negative, in the manner following, viz.



*For the NEGATIVE.*

Mr. Berry,  
Mr. Birdfall,  
Mr. Brown,  
Mr. Clark,  
Mr. Clowes,  
Mr. Coe,  
Mr. Coffin,  
Mr. Cornwell,  
Mr. J. A. Fonda,

Mr. D. Fonda,  
Mr. Ford,  
Mr. Frey,  
Mr. Fitch,  
Mr. Gelfon,  
Mr. Havens,  
Mr. Hitchcock,  
Mr. Hogeboom,  
Mr. Lindsley,

Mr. Marvin,  
Mr. M'Carty,  
Mr. Nicoll,  
Mr. Patterson,  
Mr. Purdy,  
Mr. Rosekrans,  
Mr. Ryerfs,  
Mr. Savage,  
Mr. Sickles,

Mr. Smith, (of Suffolk),  
Mr. J. Smith, (of Orange),  
Mr. Tallmadge,  
Mr. Tomkins,  
Mr. Will,  
Mr. Wylley.

*For the AFFIRMATIVE.*

Mr. Akin,  
Mr. Barker,  
Mr. Conger,  
Mr. De la Mater,  
Mr. Doughty,

Mr. Foote,  
Mr. Hasbrouck,  
Mr. Hoffman,  
Mr. Hopkins,

Mr. Knickerbaecker,  
Mr. Lawrence,  
Mr. Lewis,  
Mr. North,

Mr. Scudder,  
Mr. Talbot,  
Mr. Ten Broeck,  
Mr. Van Cortlandt,

That the first enacting clause of the bill was again read, and is in the words following, viz.

"Be it enacted by the people of the State of New-York, represented in Senate and Assembly, and it is hereby enacted by the authority of the same, That the supervisor and assessors of each town in this State, or the major part of them, except in the counties of Suffolk, Clinton, Herkemer, Otsego, Tioga and Ontario, and the towns of Mamma-Kating, Woodstock, and Middletown, in the county of Ulster, and the towns of New-Cornwell, and Minisink in the county of Orange, shall as soon as conveniently may be, make a list containing the names, places of abode, and additions of all persons residing in their respective towns, qualified to serve as jurors, and deliver the same to the clerk of the same town, on or before the first day of July next, and that the supervisor and assessors of each town in this State for the time being, or the major part of them, except as before excepted shall yearly, and every year thereafter make and deliver a like list to the town clerk, for the time being, of the same town, on or before the first day of July in every year; and that each of the town clerks respectively, shall immediately upon receiving such lists, write the name, place of abode and addition, of each person contained on the same list, on several and distinct pieces of paper, being all as near as may be, of equal size, and roll each of them up as near as may be in the same manner, and then put them together in a box; and whenever any venire shall be issued by any justice of the peace for the trial of any cause after the first day of July next, the constable or officer to whom the venire shall be directed, shall go to the clerk of the town in which the cause is to be tried, and the clerk shall draw out of the said box, twelve of the said pieces of paper and make a list of the names of the persons written thereon with their places of abode and additions, and subscribe his name to it, and then deliver it to the constable, who shall annex the same list to the venire and summon the persons named therein, as the jury to try the said cause; and the clerk shall have one shilling for his fees, which shall be paid to him by the constable, who shall add the same to his fees for summoning the Jury, and the clerk after making a list or panel of the names of the persons so drawn, shall roll or fold up the papers or ballots so drawn, and put them into another box, and shall proceed in the same manner upon every venire, until all the ballots are drawn out of the first box, and shall then upon the next application for a jury, draw them out of the second box, and proceed in the same manner as before directed."

That the said first enacting clause having been read, and debates had thereon, Mr. Havens made a motion that the said clause should be rejected.

That the question having been put whether the committee did agree that the said clause should be rejected, it was carried in the affirmative, in the manner following, viz.

*For the AFFIRMATIVE.*

Mr. Berry,  
Mr. Birdfall,  
Mr. Brown,  
Mr. Clark,  
Mr. Clowes,  
Mr. Coe,  
Mr. Coffin,  
Mr. Conger,  
Mr. Converse,  
Mr. Cornwell,  
Mr. De la Mater,  
Mr. Doughty,

Mr. J. A. Fonda,  
Mr. D. Fonda,  
Mr. Foote,  
Mr. Ford,  
Mr. Frey,  
Mr. Fitch,  
Mr. Gelfon,  
Mr. Hasbrouck,  
Mr. Havens,  
Mr. Hitchcock,  
Mr. Hogeboom,  
Mr. Hopkins,

Mr. Knickerbaecker,  
Mr. Lawrence,  
Mr. Lindsley,  
Mr. Marvin,  
Mr. M'Carty,  
Mr. Nicoll,  
Mr. North,  
Mr. Patterson,  
Mr. Purdy,  
Mr. Rosekrans,  
Mr. Ryerfs,  
Mr. Savage,

Mr. Scudder,  
Mr. Sickles,  
Mr. W. P. Smith,  
Mr. Smith, (of Suffolk),  
Mr. J. Smith, (of Orange),  
Mr. Talbot,  
Mr. Tallmadge,  
Mr. Ten Broeck,  
Mr. Tompkins,  
Mr. Van Cortlandt,  
Mr. Will,  
Mr. Wylley.

*For the NEGATIVE.*

Mr. Akin,

Mr. Barker,

Mr. Hoffman,

That the committee had gone through the bill, made amendments, added two



clauses, and altered the title ; that the altered title is, *An act further to amend the act for the more speedy recovery of debts to the value of ten pounds*, all which he was directed to report to the House ; and he read the report in his place, and delivered the bill, amendments and clauses in at the table, where the same were again read, and agreed to by the House.

*Ordered*, That the bill, amendments and clauses be engrossed.

THURSDAY, 5 o'clock, P. M. April 5th, 1792.

The honorable the Senate, pursuant to concurrent resolutions of both Houses of the legislature, attended in the Assembly chamber, to hold a conference on the amendments of the honorable the Senate, to the bill entitled, *An act for the support of government*, which were not concurred in by this House.

The bill and the two amendments were read.

By the first of the said two amendments it is proposed to diminish the wages of the representatives in Senate and Assembly from *twenty shillings* to *sixteen shillings* per day ; and, By the second of the said amendments it is proposed to make the like reduction in the wages of the serjeant at arms, and the door-keepers of the Legislature.

Mr. *Speaker* with the House attended the conference accordingly ; and the conference being ended, the Senate withdrew.

Mr. Lawrence then made a motion for a resolution, that this House do recede from their non-concurrence to the said two amendments respectively.

The question being divided as to the said two amendments, the question was put whether the House do recede from their non-concurrence to the amendment whereby it is proposed to reduce the wages of the members of the Senate and Assembly from *twenty shillings* to *sixteen shillings* per day, and it passed in the negative, in the manner following, viz.

*For the NEGATIVE.*

Mr. Akin,  
Mr. Barker,  
Mr. Berry,  
Mr. Birdfall,  
Mr. Brown,  
Mr. Clark,  
Mr. Coffin,  
Mr. Conger,  
Mr. Converse,

Mr. D. Fonda,  
Mr. J. A. Fonda,  
Mr. Foote,  
Mr. Frey,  
Mr. Fitch,  
Mr. Graham,  
Mr. Hitchcock,  
Mr. Hoffman,  
Mr. Hogeboom,

Mr. Hopkins,  
Mr. Knickerbacker,  
Mr. Lewis,  
Mr. Lindley,  
Mr. H. Livingston,  
Mr. W. S. Livingston,  
M. M'Carty,  
Mr. M'Master,

Mr. Nicoll,  
Mr. Rosekrans,  
Mr. Savage,  
Mr. Scheumerhorn,  
Mr. Sickles,  
Mr. W. P. Smith,  
Mr. Talbot,  
Mr. Ten Broeck.

*For the AFFIRMATIVE.*

Mr. Clowes,  
Mr. Coe,  
Mr. Cornwell,  
Mr. De la Mater,  
Mr. Doughty,  
Mr. Ford,

Mr. Gelston,  
Mr. Hasbrouck,  
Mr. Havens,  
Mr. Lawrence,  
Mr. Marvin,  
Mr. Patterson,

Mr. Purdy,  
Mr. Ryerfs,  
Mr. Scudder,  
Mr. Smith, (of Suffolk)  
Mr. J. Smith, (of Orange)

Mr. Tallmadge,  
Mr. Tompkins,  
Mr. Van Cortlandt,  
Mr. Will,  
Mr. Wylley.

The question was then put whether the House do recede from their non-concurrence to the amendment whereby it is proposed to reduce the wages of the serjeant at arms, and the door-keepers of the Legislature from *twenty shillings* to *sixteen shillings* per day, and it was carried in the affirmative. Thereupon,

*Resolved*, That this House do adhere to their non-concurrence to the amendment of the honorable the Senate, whereby it was intended to diminish the wages of the Representatives in Senate and Assembly from *twenty shillings* to *sixteen shillings* per day ; and do recede from their non-concurrence to the amendment whereby it is proposed to reduce the wages of the serjeant at arms, and the wages of the door-keepers of the Legislature.

*Ordered*, That Mr. Talbot and Mr. Graham, deliver the bill and a copy of the preceding resolution to the honorable the Senate.

Then the House adjourned until ten of the clock to-morrow morning.

FRIDAY, 10 o'clock, A. M. April 6th, 1792.

The bill entitled, *An act for regulating the mode of returning jurors for trials before justices of the peace*, with the engrossed amendments, were read the third time.

*Resolved*, That the bill and amendments do pass.

*Ordered*, That Mr. Lawrence and Mr. W. P. Smith, deliver the bill and amendments to the honorable the Senate, and inform them that this House have passed the bill, with the amendments therewith delivered.

A message from the honorable the Senate delivered by Mr. Sands and Mr. Gelston, with the bill therein mentioned, was read, that the Senate have passed the bill entitled,



*An act ascertaining the number of auctioneers in the city and county of New-York, for securing the duties, and to prohibit the sale of public stock at auction, with the amendments therewith delivered.*

The bill and amendments were read ; and the amendments being severally read a second time, the first amendment was concurred in, and the other amendments were not concurred in by the House. Thereupon,

*Resolved,* That this House do not concur with the honorable the Senate in the first, and do concur in the other amendments to the bill.

*Ordered,* That Mr. Lawrence and Mr. W. P. Smith deliver the bill, and a copy of the preceding resolution, to the honorable the Senate.

A message from the honorable the Senate, delivered by Mr. Sands and Mr. Gelston with the bill therein mentioned, was read, that the Senate have passed the bill entitled, *An act to enable certain persons therein named, to purchase and hold real estates, within this State,* with the amendment therewith delivered.

The bill and amendment were read ; the amendment being to insert the names of sundry other persons in the bill, the same was concurred in by the House, and the bill amended accordingly.

*Ordered,* That Mr. Gelston and Mr. Cornwell deliver the bill to the honorable the Senate, and inform them that this House have concurred in the amendment, and that the bill is amended accordingly.

A copy of a resolution of the honorable the Senate, delivered by Mr. Sands and Mr. Gelston, with the bill therein mentioned, was read, that the Senate do recede from their amendment to the bill entitled, *An act for the support of government,* which was not concurred in by this House.

*Ordered,* That the bill be amended agreeably to the amendments concurred in by this House, and the same was amended accordingly.

*Ordered,* That Mr. Gelston, and Mr. Cornwell, deliver the bill to the honorable the Senate, and inform them that the same is amended agreeably to the amendments concurred in by this House.

Mr. W. S. Livingston, from the committee of the the whole House, on the bill entitled, *An act for electing representatives for this State, in the House of Representatives of the United States of America,* reported, that the committee had gone through the bill, and made amendments, which he was directed to report to the House ; and he read the report in his place, and delivered the bill and amendments in at the table, where the same were again read, and agreed to by the House.

*Ordered,* That the amendments be engrossed.

A message from the honorable the Senate, delivered by Mr. Gelston and Mr. Williams, with the bill therein mentioned, was read, that the Senate have passed a bill entitled, *An act for appointing electors in this State, for the election of a President and Vice-President of the United States of America,* to which they request the concurrence of this House.

The said bill was read the first time, and ordered a second reading.

A message from the honorable the Council of Revision, delivered by the honorable Mr. Justice Hobart, was read, that it does not appear improper to the Council, " that the bill entitled, *An act authorizing the mayor, aldermen, and commonalty of the city of New-York, to fill in and raise the tract of land in the said city called the Meadows, and for continuing Roosevelt and Frankfort streets,* the bill entitled, *An act to authorize the treasurer of this State, to pay to sundry persons, the several sums of money therein mentioned,* the bill entitled, *An act concerning the partition of certain lands, devised by Robert Livingston, esquire, deceased, to his daughters,* and the bill entitled, *An act for raising money for building a court-house and gaol in Washington county,* should respectively become laws of this State."

A copy of a resolution of the honorable the Senate, delivered by Mr. Williams and Mr. Savage, was read, and is in the words following, viz.

" *Resolved,* That Samuel Jones, David Gelston, Thomas Tillotson, Leonard Gansevoort, Joshua Sands and Isaac Roosevelt, be a committee on the part of the Senate, to meet with the committee appointed by the honorable the Assembly, on the last Tuesday in May next, in pursuance of the act entitled, *An act to regulate elections,* to canvass and estimate the votes to be taken at the next election for Governor, Lieutenant Governor and Senators."



A message from the honorable the Senate, delivered by Mr. Williams and Mr. Savage, with the bill therein mentioned, was read, that the Senate have passed the bill entitled, *An act for the relief of Susannah Small, and Jane Croiset*, without amendment.

The honorable the Senate, returned by Mr. Williams and Mr. Savage, the bill entitled, *An act to direct the commissioners of the land office to direct letters patent to be granted to certain persons, for the quantities of land therein mentioned*, the bill entitled, *An act for building a court-house and gaol in the county of Ontario*, and the bill entitled, *An act for the payment of the salaries of certain officers of government, and other contingent expences*.

*Ordered*, That Mr. Brown and Mr. Berry deliver the four last mentioned bills to the honorable the Council of Revision.

A copy of a resolution of the honorable the Senate, delivered by Mr. Savage and Mr. Webster, with the bill therein mentioned, was read, "that the Senate do recede from their amendment to the bill entitled, *An act ascertaining the number of auctioneers in the city and county of New-York, for securing the duties, and to prohibit the sale of public stock at auction*, which was not concurred in by this House.

*Ordered*, That the bill be amended agreeably to the amendments concurred in by this House, and the bill was amended accordingly. One of the amendments being to the title, the amended title is, *An act to prevent the pernicious practice of stock-jobbing, and for regulating sales at public auction*.

*Ordered*, That Mr. Gelston and Mr. Cornwell, deliver the bill to the honorable the Senate, and inform them that it is amended according to the amendments concurred in by this House.

Mr. Barker, from the committee of the whole House, on the bill entitled, *An act concerning the arrears of taxes, and the payment of audited accounts, and for other purposes*, reported, that the committee had gone through the bill without amendment, which he was directed to report to the House; and he read the report in his place, and delivered the bill with the report, in at the table, where the report was again read, and agreed to by the House.

Mr. Barker, from the committee of the whole House on the bill entitled, *An act for the restoration of the forfeited property therein described, and for other purposes*, reported, that the committee had gone through the bill, made amendments, and altered the title; that the altered title is, *An act to permit certain persons to return to, and reside within this State*, which he was directed to report to the House; and he read the report in his place, and delivered the bill and amendments in at the table, where the same were again read, and agreed to by the House.

*Ordered*, That the bill and amendments be engrossed.

By unanimous consent, the bill entitled, *An act for appointing electors in this State, for the election of a President and Vice-President of the United States*, was read a second time, and committed to a committee of the whole House.

Then the House adjourned until ten of the clock to-morrow morning.

SATURDAY, 10 o'clock A. M. April 7th 1792.

The engrossed bill entitled, *An act to permit certain persons to return to, and reside within this State*, was read the third time.

*Resolved* that the bill do pass.

*Ordered*, That Mr. Gelston and Mr. Cornwell deliver the bill to the honorable the Senate, and request their concurrence.

The engrossed bill entitled, *An act concerning the arrears of taxes, and the payment of audited accounts, and for other purposes*, was read the third time.

*Resolved*, That the bill do pass.

*Ordered*, That Mr. Gelston and Mr. Cornwell deliver the bill to the honorable the Senate, and inform them, that this House have passed the bill without amendment.

The bill entitled, *An act for electing Representatives for this State, in the House of representatives of the United States of America*, with the engrossed amendments were read the third time.

*Resolved*, That the bill and amendments do pass.

*Ordered*, That Mr. Gelston and Mr. Cornwell deliver the bill and amendments to the honorable the Senate, and inform them that this House have passed the bill, with the amendments therewith delivered.

A message from the honorable the Senate delivered by Mr. Webster and Mr. Mi-



cheau, with the bill therein mentioned was read, that the Senate have passed a bill entitled, *An act for the relief of the Indians residing in New-Stockbridge and Brother town*, to which they request the concurrence of this House.

The said bill was read the first time, and ordered a second reading.

A message from the honorable the Council of Revision transmitted to this House by the honorable the Senate, was read, "That it does not appear improper to the council, that the bill entitled, *An act concerning conveyances by married women*, should become a law of this State."

A message from the honorable the Senate delivered by Mr. Webster and Mr. Michéau, with the bill therein mentioned, was read, that the Senate have passed the bill entitled, *An act for dividing the several towns therein mentioned*, with the amendments therewith delivered.

The bill and amendments were read; and the amendments being read a second time, were concurred in by the House, and the bill amended accordingly.

*Ordered*, That Mr. Nicoll and Mr. Frey, deliver the bill to the honorable the Senate, and inform them that this House have concurred in the amendments and have amended the bill accordingly.

Mr. Newman from the committee to whom was referred the petition of John Burhans, praying a grant of bounty lands, for his service two years in the third New-York regiment, prior to December 1779, in the time of the late war, reported, that it is the opinion of the committee, that the prayer of the petitioner ought not to be granted.

*Resolved*, That the House do concur with the committee in the said report.

Mr. Ford from the committee to whom was referred the petition of Samuel Smith on behalf of himself and Isaac Ten Eyck and others, praying a law to authorize the Treasurer to issue certificates to them in the manner formerly directed by the 23d section of the statute passed the 5th day of May 1786, entitled, *An act for the payment of certain sums of money, and for other purposes therein mentioned*, which section is repealed, reported, that the petitioners state that sums of money are due to them for property used or destroyed by the army of the United States in the time of the late war, for which this State has a credit with the United States; that the petitioners farther state that they have certificates given by Stephen Ward and Samuel Drake pursuant to the before mentioned 23d section of the said statute; and that the petitioners farther state, that their ignorance of the provision made by the said 23d section prevented their application to the Treasurer in due time: that the committee are of opinion that the prayer of the petitioners merits attention, but that the session is so near to an adjournment that this House have not time to originate any bill on that subject.

*Resolved*, That the House do agree with the committee in the said report.

A message from the honorable the Senate, delivered by Mr. Webster and Mr. Michéau, with the bill therein mentioned, was read, that the Senate have passed the bill entitled, *An act for laying out and improving certain roads and highways within this State*, with the amendments therewith delivered.

The bill and amendments were read; and the amendments were severally read a second time and considered. Thereupon,

*Resolved*, That this House do not concur with the honorable the Senate to obliterate the clause for making a certain compensation to Edward Paine, nor in the amendment whereby it is proposed to permit the commissioners to deduct their expences out of the sums they shall receive from the treasury; and do concur in the other amendments to the bill.

*Ordered*, That Mr. North and Mr. Talbot deliver the bill and a copy of the preceding resolution to the honorable the Senate.

On motion of Mr. Hitchcock,

*Resolved*, If the honorable the Senate concur therein, that the proprietors of the town of Kingsbury in the county of Washington, have leave to present to either House of the legislature on the first Monday after a quorum of both Houses shall be formed at their next session, a bill for establishing the original allotment and division of the town of Kingsbury; provided, that either of the said proprietors do previously cause a copy of this resolution to be published six weeks successively in one of the public newspapers printed in the city of Albany, and in one of the public newspapers printed in the city of New-York, in one of the public newspapers printed in the town of Troy in Rensselaer County, to the intent that all persons concerned therein, may have due notice thereof, and shew cause if any they have, why a law for the purpose above mentioned should not pass.



*Resolved*, If the honorable the Senate concur therein that the Treasurer of this State purchase fifty copies of the edition of the laws of this State published by Thomas Greenleaf, and that he deliver one copy thereof to the clerk of each town in the State who has not already been furnished with a copy of the revised laws, and that the treasurer take a receipt for each such copy of the laws, that the same is received for the use of the town.

*Ordered*, That Mr. Ryerfs and Mr. Will, deliver a copy of each of the preceding resolutions to the honorable the Senate.

Mr. Sickles from the whole House on the bill entitled, *An act to encourage literature by donations to Columbia College, and to the several academies in the State*, reported that the committee had gone through the bill and made amendments, which he was directed to report to the House; and he read the report in his place; and delivered the bill and amendments in at the table, where the same were again read, and agreed to by the House.

*Ordered*, That the bill and amendments be engrossed.

Mr. Sickles from the committee of the whole House on the bill entitled, *An act for the better support of the Hospital in the city of New-York*, reported, that the committee had gone through the bill, and made an amendment, which he was directed to report to the House; and he read the report in his place, and delivered the same with the bill and amendment in at the table, where the same were again read, and agreed to by the House.

*Ordered*, That the amendment be engrossed.

The honorable the Senate returned by Mr. Pye and Mr. Van Cortlandt the bill entitled, *An act for the support of government*, the bill entitled, *An act to prevent the pernicious practice of stock-jobbing, and for regulating sales at public auction*, and the bill entitled, *An act to enable certain persons therein named, to purchase and hold real estates within this State*.

*Ordered*, That Mr. Ford and Mr. Foote deliver the three last mentioned bills to the honorable the Council of Revision.

A copy of a resolution of the honorable the Senate, delivered by Mr. Pye and Mr. Van Cortlandt, with the bill therein mentioned, was read, that the Senate do not concur with this House in their amendments to the bill entitled, *An act for electing Representatives for this State, in the House of Representatives of the Congress of the United States of America*.

The said amendments were again read and considered. The first of the said amendments whereby it was proposed to add *South-East* town to the district of Orange county, instead of *Philips-Town*, was receded from by the House; and the other of said amendments whereby it is proposed to change the time for the election of the said representatives from the *first Tuesday of November*, to the *third Tuesday in October*, was adhered to by the House. Thereupon,

*Resolved*, That this House do recede from the first, and do adhere to the other amendment to the bill.

*Ordered*, That Mr. Barker and Mr. J. A. Fonda, deliver the bill and a copy of the preceding resolution to the honorable the Senate.

On motion of Mr. Hoffman,

*Resolved*, That the report of the commissioners of the land office be the order of the day for Monday next.

Then the House adjourned until Monday next, at 10 o'clock in the forenoon.

MONDAY, 10 o'clock, A. M. April 9th, 1792.

The engrossed bill entitled, *An act to encourage literature by donations to Columbia college, and to the several academies in the State*, was read the third time.

*Resolved*, That the bill do pass.

*Ordered*, That Mr. Nicoll and Mr. Frey deliver the bill to the honorable the Senate, and request their concurrence.

The bill entitled, *An act for the better support of the hospital in the city of New-York*, with the engrossed amendment, were read the third time.

*Resolved*, That the bill and amendment do pass.

*Ordered*, That Mr. Nicoll and Mr. Frey, deliver the bill and amendment to the honorable the Senate, and inform them that this House have passed the bill, with the amendment therewith delivered.

A message from the honorable the Senate, delivered by Mr. Swartwout and L'Houmedieu, was read, that the Senate have passed a bill entitled, *An act for the relief of Mary Heathcote Murison*, to which they request the concurrence of this House.



The said bill was read the first time, and ordered a second reading.

A message from the honorable the Senate, delivered by Mr. Mischeau and Mr. Pye, with the bill therein mentioned, was read, that the Senate have passed the bill entitled, *An act for the relief of John Van Rensselaer*, with the amendments therewith delivered. The bill and amendments were read; and the amendments being read a second time, were concurred in by the House, and the bill amended accordingly; one of the amendments being to the title, the amended title is, *An act for the relief of John Van Rensselaer and others*.

*Ordered*, That Mr. Ryerfs and Mr. Will deliver the bill to the honorable the Senate, and inform them that this House have concurred in the amendments, and have amended the bill accordingly.

A message from the honorable the Senate, delivered by Mr. Van Nefs and Mr. Swartwout, with the bill therein mentioned, was read, that the Senate have passed the bill entitled, *An act for the relief of Bass Chard, Samuel Hatch and others*, with the amendments therewith delivered.

The bill and amendments were read; and the amendments being severally read a second time, were respectively concurred in by the House, and the bill amended accordingly.

*Ordered*, That Mr. Ryerfs and Mr. Will deliver the bill to the honorable the Senate, and inform them that this House have concurred in the amendments, and have amended the bill accordingly.

A message from the honorable the Council of Revision, delivered by the honorable Mr. Chancellor Livingston, was read, "that it does not appear improper to the Council that the following bills, viz. The bill entitled, *An act for the relief of Susannah Small and Jane Cresset*, the bill entitled, *An act for building a court-house and goal in the county of Ontario*, The bill entitled, *An act to enable certain persons therein named to purchase and hold real estates within this State*, the bill entitled, *An act to enable the commissioners of the land office to direct letters patent to be granted to certain persons for the quantities of land therein mentioned*, and the bill entitled, *An act for the payment of the salaries of certain officers of government, and other contingent expences*, should severally become laws of the State."

A petition of Benjamin Coe of Queens County, praying a law for a partition of a tract of land therein mentioned was read.

A copy of a resolution of the honorable the Senate delivered by Mr. Swartwout and Mr. L'Hommedieu, together with the said petition was read, and is in the words following, viz.

*"Resolved*, If the honorable the Assembly concur herein, that Benjamin Coe of Queens county, have leave to present to either House of the Legislature at their next meeting, a bill for the partition of lands mentioned in his petition, upon his publishing for six weeks successively in the newspaper published by the printer for this State, and in one of the public newspapers printed in the city of Albany, a copy of his said petition and of this resolution, and a description of the boundaries of the lands contained in the letters patent under which he claims title."

*Resolved*, That this House do concur with the honorable the Senate in the said resolution.

*Ordered* That Mr. Ryerfs and Mr. Will deliver a copy of the preceding resolution of concurrence to the honorable the Senate.

The honorable the Senate returned by Mr. L'Hommedieu and Mr. Swartwout, the bill entitled, *An act for laying out, repairing, and improving certain public roads and highways within this State*, and the bill entitled, *An act for dividing the several towns therein mentioned*.

*Ordered*, That Mr. Frey and Mr. M'Master deliver the two last mentioned bills to the honorable the council of Revision.

A message from the honorable the Senate, delivered by Mr. L'Hommedieu and Mr. Clinton, with the bill therein mentioned, was read, that the Senate have concurred in the amendment to the bill entitled, *An act for the better support of the hospital in the city of New-York*, and have amended the bill accordingly.

The amended bill having been examined,

*Ordered*, That Mr. Ryerfs and Mr. Will, return the bill to the honorable the Senate.

The order for the day being read, the House proceeded to the consideration of the



report of the commissioners of the land office delivered to the legislature with the speech of his excellency the Governor, at the opening of this session.

The said report was read, and is in the words following, viz.

At a meeting of the commissioners of the land office of the State of New-York, held at the Government House in the city of New-York, on Tuesday the third day of January, 1792.

P R E S E N T.

His Excellency GEORGE CLINTON, Esquire, Governor,  
LEWIS A. SCOTT, Esquire, Secretary,  
GERARD BANCKER, Esquire, Treasurer, and  
PETER T. CURTENIUS, Esquire, Auditor.

The commissioners of the land office, in conformity to the directions of the act, entitled, *An act to amend an act entitled, "An act for the sale and disposition of lands, belonging to the people of this State," and for other purposes therein mentioned*, respectfully report to the Legislature, that on the 1st day of April last, and the 22d day of June, and the 11th day of October last, they entered into certain resolutions, (copies of which will accompany this report) for the sale of the lands therein mentioned; and directed the same to be published in the different newspapers of this State. That in consequence thereof, various proposals were made for the purchase of the said lands, and the commissioners, pursuant to the powers in them vested by the said act, have contracted for the sale of the several parcels thereof, described in the copies of the contracts, which will also accompany this report, for the prices therein particularly specified.

That the quantity of lands so contracted for, amounts in the whole, by estimation, to 5,542,170 acres, and the product thereof to £. 412,173 16 8.

That the sales, as will appear by the aforesaid copies of the contracts, are subject to the reservations directed in the said act, of all gold and silver mines, and also to a condition subjoined by the board, that there shall be one family settled on every 640 acres of the lands so sold, within the term of seven years from the date of the patent, and the surveys of the land are to be made at the expence of the purchasers.

The commissioners farther respectfully report, that by the best calculation they are able to make from the maps and other documents in their possession, there yet remains about 2,000,000 of acres to be disposed of, exclusive of the several tracts inhibited from sale by the said act, and which in their opinion, may produce a proportionate sum with the average price of that already sold.

Influenced by a consideration of the importance of the duties enjoined them, and the motives which they conceive induced the legislature to direct the sale of the waste lands, the commissioners have devoted a great portion of their time and attention to the business, and have exerted their best endeavors to carry the law as extensively into effect, as could be done, consistent in their ideas, with the interests of the State.

It will appear from the different applications made to the board, an abstract of which will also accompany this report, that a great diversity of sentiment has prevailed, with respect to the value of these lands; and as many of those applications interfered with each other, it will be readily conceived, that it was in many instances difficult to determine which was the better offer. The commissioners, however, have the satisfaction to observe, that they have uniformly given a preference to those which were in their estimation, all circumstances considered, most advantageous to the State. That upon a comparison of the present sales, with those made at public auction under former laws, of lands not essentially differing either in quality or situation, it will be found that the average price now obtained is nearly, if not quite equal in specie to, that of the other in public securities, and that in every case where a price for particular tracts has been limited by law, the price obtained by the board exceeds such limitation.

*Resolved*, That the Secretary deliver a certified copy of the foregoing report, together with the copies of the resolutions, contracts and applications referred to therein, to his Excellency the Governor, to be by him transmitted to the honorable the Legislature.

A true copy from the minutes,  
LEWIS A. SCOTT, Secretary,

At a meeting of the commissioners of the land office of the State of New-York, held at the City-Hall, in the city of New-York, on Friday, the 1st of April, 1791.

P R E S E N T.

His Excellency GEORGE CLINTON, Esquire, Governor,  
LEWIS A. SCOTT, Esquire, Secretary,  
AARON BURR, Esquire, Attorney-General,  
GERARD BANCKER, Esquire, Treasurer, and  
PETER T. CURTENIUS, Esquire, Auditor.

**RESOLVED**, That in virtue of the power vested in the commissioners of the land office, by an act passed at the last session of the legislature, authorizing them to sell and dispose of the waste and unappropriated lands of this State, the said commissioners will, at any time after the first day of May next, receive proposals in writing, from any person or persons, for the purchase of the said lands, or parcels thereof, those in the southern district of this State, in the town of Canaan, in Columbia county, and in the district set apart for the use of the army, and those by law reserved for public uses excepted.

That all proposals to be directed the commissioners of the land-office, left sealed at the Secretary's office, and shall specify the price, the mode of payment, and the particular situation and quantity of the land applied for.

That the grants to be made will contain a reservation of gold and silver mines, and a condition that one family for every six hundred and forty acres be actually settled on the lands granted within seven years from the date of the patent.

Answers will be given and left with the secretary, within six weeks from the time of receiving the proposals; those who neglect to apply for thirty days after the expiration of the said six weeks, will be deemed to have waved their application; one sixth part of the purchase money, or satisfactory security therefor, will be required at the time of contracting, and the said deposit or security will be considered as forfeited and the contract vacated by any unreasonable delay on the part of the applicant to procure a survey and take out letters patent.

*Ordered*, That the Secretary cause the foregoing resolutions to be published in the several newspapers printed in this State.



At a meeting of the commissioners of the land office of the State of New-York, held at the City-Hall in the city of New-York, on Wednesday the 22d day of June, 1791.

P R E S E N T,

His Excellency GEORGE CLINTON, Esquire, Governor,  
LEWIS A. SCOTT, Esquire, Secretary,  
GERARD BANCKER, Esquire, Treasurer, and  
PETER T. CURTENIUS, Esquire, Auditor.

WHEREAS many applications have been made to this board for the purchase of small lots and tracts of unappropriated lands, offering payments for the same at different and distant periods, which if acceded to, would have been productive of great expence and trouble to the State; and as there is reason to conclude from the tenor of those applications, that they have been made under an idea, that patents may issue for such lands before the payment of the consideration is compleated. In order, therefore, to rectify that mistake, *Resolved*, That the Secretary cause to be published in the several newspapers printed in this State, a copy of this minute, together with the following clause of the act, entitled, *An act to amend an act, entitled, "An act for the sale and disposition of lands, belonging to the people of this State," and for other purposes therein mentioned:* "And be it further enacted by the authority aforesaid, That the person administering the government for the time being, shall issue letters patent for the lands to be disposed of as aforesaid, whenever the purchaser or purchasers of the same shall have respectively made payments in full for their respective purchases."

At a meeting of the commissioners of the land office of the State of New-York, held at the city Hall, in the city of New York, on Tuesday the 11th day of October 1791.

P R E S E N T,

His Excellency GEORGE CLINTON, Esquire Governor,  
LEWIS A. SCOTT, Esquire Secretary,  
GERARD BANCKER, Esquire Treasurer, and  
PETER T. CURTENIUS, Esquire Auditor.

Publications having lately appeared in the different news papers printed in this State, conveying an idea to the public, that all the waste and unappropriated lands in the northern parts of this State, were already sold by this board; and as no propofals have lately been received of any considerable consequence for any part of said lands; it is apprehended that those publications have been too generally credited. Wherefore in order to prevent the injury which the State may sustain by such false impressions;

*Resolved*, That the Secretary cause public notice to be given, by publishing a copy of this resolution, in the different news papers in this State, that the twelve townships formerly laid out as bounty lands for the troops of this State, who served in the late army of the United States, all the lands lying between the same and Lake Champlain, all the lands southward thereof and west of Lake Champlain, and Lake George, and all the lands lying southerly of a line drawn from the North West Corner of Town N<sup>o</sup> 5 in Totten and Crosfield's purchase, to the North West corner of a tract granted to Oothoudt, and North of the Mohawk River, which were not located or patented on the first day of April last, containing altogether by estimation upwards of two millions of acres, still remain unappropriated and to be disposed of excepting only about 60,000 acres lying South of Canada Creek, and between Jersey Field, Noble Borough and Arthur Borough, and that this board are ready to receive propofals for the purchase of the said Tracts or parts thereof, agreeably to their resolutions of the 1st day of April last, published in the different news papers printed in this State.

The three preceding Resolutions, are true copies from the minutes.

LEWIS A. SCOTT, Secretary.

Copy of contracts for the sale of lands, made by the commissioners of the land office of the State of New-York, in pursuance of an act of the Legislature passed the 22d day of March 1791, entitled, *An act to amend an act entitled, An act for the sale and disposition of lands belonging to the people of this State, and for other, purposes therein mentioned.*

At a meeting of the commissioners of the land office of the State of New-York, held at the City Hall in the city of New-York, on Monday the 9th day of May 1791.

P R E S E N T,

His Excellency GEORGE CLINTON, Esquire, Governor,  
LEWIS A. SCOTT, Esquire, Secretary,  
AARON BURR, Esquire, Attorney General, and  
GERARD BANCKER, Esquire, Treasurer.

The application of James Parker, in behalf of himself and his associates, being a settlement of friends, on the West side of the Seneca Lake, for the purchase of four thousand acres of land, situate in the county of Ontario, and bounded westerly on John Langsing Junior's location, northwardly on the south line of Ryckmans reservation, easterly on part of the west shore of the Seneca lake, and extending so far south, as to contain four thousand acres, at the rate of two shillings per acre; and also for the purchase of another tract of land, supposed to contain about eight thousand acres, situate in the said county of Ontario, and bounded westerly on said Langsing's east line, and a continuation of the same to the southward northwardly on the south line of the above described tract of four thousand acres, Easterly on part of the west shore of the Seneca lake, and south on part of the line between the counties of Ontario and Tioga, at the rate of one shilling and sixpence per acre, the whole of the consideration money, to be paid on or before the first day of March 1792, being read and considered.

*Resolved*, Therefore, that this board do agree to and accept of the said propofals, and that the surveyor general be, and he is hereby directed, to survey

Acres,	£.	s.	d.
4000	£.400	0	0
8000	600	0	0
12000	1000	0	0



for, and at the expence of the said James Parker and his associates, the two above described tracts of land, in two separate surveys, as nearly in squares as the circumjacent appropriated land, and other circumstances will admit of and make return thereof to this board, with all convenient speed.

*Resolved also*, That previous to the secretary's delivering a copy of the above order, to be transmitted to the surveyor general, the applicant deposit with the treasurer, one sixth part of the purchase money, or give satisfactory security therefor to the said treasurer, and that this be the general rule in all similar cases.

At a meeting of the commissioners of the land office of the State of New-York, held at the City Hall in the city of New York, on Wednesday the 22d day of June 1791.

P R E S E N T,

His Excellency GEORGE CLINTON, Esquire, Governor,  
LEWIS A. SCOTT, Esquire, Secretary,  
GERARD BANCKER, Esquire, Treasurer, and  
PETER T. CURTENIUS, Esquire, Auditor.

The application of Alexander Macomb, for the purchase of the following tract of land was read, and is in the words following, viz.

" To the Commissioners of the land office of the State of New-York,

" Gentlemen,

" I take the liberty of requesting to withdraw my application, to your honorable board, of April last, and to substitute the following proposal, for the purchase of the waste and unappropriated lands comprized within the bounds herein after mentioned, and all the islands belonging to this State, in front of said lands, viz. Beginning at the northwest corner of the township called Hague, on the river St. Lawrence, and thence extending southerly along the westerly bounds of the said township, and the township called Cambray, to the most southerly corner of the latter, thence extending easterly, northerly and southerly, along the lines of the said township of Cambray, and of the townships of De Kalb, Canton and Potsdam, and Stockholm, to the easternmost corner of the latter, thence northwesterly along the line of the said township of Stockholm, and the township of Louis Ville, to the river St. Lawrence, thence along the shore thereof to the line, run for the north line of this State, in the 45th deg. of north latitude, thence east along the same to the west bounds of the tract formerly set apart as bounty lands for the troops of this State, serving in the army of the United States, thence southerly along the same, to the north bounds of the tract known by the name of Totten and Crosfield's purchase, thence westerly along the north bounds of the tract last mentioned, to the westermost corner thereof, thence southeasterly along the southwesterly bounds thereof, to the most westerly corner of township number five, in the said tract, thence westerly on a direct line to the northwesternmost corner of the tract granted to Oothoudt, thence westerly on a direct line to the mouth of Salmon river where it empties itself into lake Ontario, thence northeasterly along the shore of the said lake, and the river St. Lawrence to the place of beginning, including all the islands belonging to this State, fronting the said tract in lake Ontario and the river St. Lawrence, five per cent. to be deducted for highways and all lakes whose area exceeds one thousand acres, to be also deducted, for which after the above deductions, I will give eight pence per acre, to be paid in the following manner, to wit: One sixth part of the purchase money at the end of one year from the day on which this proposal shall be accepted, and the residue in five equal annual instalments on the same day, in the five next succeeding years. The first payment to be secured by bond, to the satisfaction of your honorable Board, and if paid on the time limited and new bonds to the satisfaction of the board executed for a another sixth of the purchase money, then I shall be entitled to a patent for one sixth part of said tract, to be set off in a square, in one of the corners thereof, and the same rule to be observed as to the payments and securities and grants or patents, until the contract shall be fully compleated. But if at any time I shall think fit to anticipate the payments, in whole or in part, in that case I am to have a deduction on the sum so paid, of an interest at the rate of six per cent. per annum, for the time I shall have paid any such sum before the time herein before stipulated.

I have the honor to be, gentlemen,

with great respect,

your most obedient servant,

ALEXANDER MACOMB."

New York, May 2d, 1791.

" I do hereby consent and agree, that the islands called Carleton's or Buck's islands, in the entrance of lake Ontario, and the isle Au Long Saut, in the river St. Lawrence, and a tract equal to six miles square, in the vicinity of the village of St. Regis, be excepted out of the above contract, and to remain the property of the State: Provided always, That if the said tract shall not be hereafter applied for the use of the Indians of the said village, that then the same shall be considered as included in this contract, and that I shall be entitled to a grant for the same, on my performance of the stipulations aforesaid.

ALEXANDER MACOMB."

3,635,200 121,173 6 8



Which propofals having been duly confidered,

*Resolved*, That this board do agree to, and accept the fame, and that the Surveyor General be, and he is hereby directed to survey the faid tract of land, or as much thereof as is vacant and unappropriated, for, and at the expence of the faid Alexander Macomb, and that he make return thereof to this board, with all convenient speed.

*Resolved also*, That previous to the secretary's iffuing a copy of the above order to the surveyor-general, the applicant enter into bond with two fufficient fureties, to the treafurer, for, and in behalf of the people of this State, for the payment of the first fixth part of the purchase money as stipulated in the aforefaid contract.

The application of Melancton Smith, in behalf of himself and Marinus Willet, for the purchase of a tract of land, bounded on the easterly fide by the Chenango river, northerly by the fouth line oftownship No. 14, and westerly by a line to be drawn from the fouthwest corner of the faid town, on the fame course with the west bounds thereof until it shall intersect the Chenango river, at the rate of four shillings and one penny per acre, the one fixth to be paid immediately, one half of the remainder on the first day of April, and the other half on the first day of June next, being duly read and confidered ;

*Resolved*, That this board do accept of, and agree to the fame, and that the surveyor-general be, and he is hereby directed to survey the faid tract of land, or as much thereof, as is vacant and unappropriated, for, and at the expence of the faid Melancton Smith and Marinus Willett, and that he make return thereof to this board, with all convenient speed.

*Resolved also*, That previous to the secretary's iffuing a copy of the above order to the surveyor-general, the applicants deposit one fixth part of the purchase money, with the treafurer of this State, or give fatisfactory security therefor.

The application of Leonard M. Cutting, for the purchase of township No. 15, on the west fide of the Unadilla river, containing 25,000 acres, being one of the twenty townships surveyed by the surveyor-general, pursuant to an act passed the 25th day of February, 1789, at the rate of three shillings and one farthing per acre ; fix hundred pounds thereof to be paid on or before the first day of October next, and the residue in two equal payments, the one to be made on or before the first day of April next, and the other to be made on or before the first day of January, 1793, which will bring the whole payment within eighteen months ; security to be given to the fatisfaction of this board, for the payment of the first fix hundred pounds, being read and duly confidered ;

*Resolved*, That this board do accept of, and agree to the fame, and that the surveyor-general be, and he is hereby directed to survey the faid township No. 15, for, and at the expence of the faid Leonard M. Cutting, and that he make return thereof to this board, with all convenient speed.

*Resolved also*, That previous to the secretary's iffuing a copy of the above order to the surveyor-general, security be given as above mentioned, for the faid first fix hundred pounds.

The application of John Carpenter, for the purchase of one thousand acres of land, lying westerly of Fort Montgomery, in Orange county, at the rate of five shillings per acre, in State securities, to be paid when the quantity of land shall be afcertained by a survey, being read and duly confidered ;

*Resolved*, That this board do accept of, and agree to the fame, and that the surveyor-general be, and he is hereby directed to survey the faid tract of land, or as much thereof as shall be vacant, for and at the expence of the faid John Carpenter, and that he make return thereof to this board, with all convenient speed.

*Resolved also*, That previous to the secretary's iffuing a copy of the above order to the surveyor-general, one fixth part of the purchase money, be deposited with the treafurer of this State.

The application of Zina Hitchcock and Philip Smith, for the purchase of about 2000 acres of land, lying on the west fide of lake George, near what is called the northwest Bay, at the rate of one shilling and fix-pence per acre, in specie, being read and duly confidered of, but the tract not being particularly described, and no certain time being mentioned for the payment of the confideration money,

*Resolved*, That this board do accept of, and agree to the fame, provided the land applied for, be laid out in one tract, and as nearly in a square, as mountains and patented lands will admit of, and one fixth part of the money be immediately deposited with the treafurer, or security given for the payment of the fame, within three months, the residue to be paid on or before the 22d day of June next ; and that the surveyor-general survey the fame, for and at the expence of the faid parties, if the fame is vacant and unappropriated.

Acres. £. s. d.

6000 1,225 0 0

25,000 3,776 0 0

2,000 150 0 0



At a meeting of the commissioners of the land office, of the state of New-York, held at the City Hall in the city of New-York, on Tuesday, the 28th day of June, 1791,

P R E S E N T,

His Excellency GEORGE CLINTON, Esquire, Governor,  
LEWIS A. SCOTT, Esquire, Secretary,  
GERARD BANCKER, Esquire, Treasurer.

The application of James Tallmadge and Ezra Thompson, for the purchase of township No. 10, on the west side of the Unadilla river, containing 25,000 acres, being one of the twenty townships surveyed by the surveyor-general, pursuant to an act passed the 25th day of February, 1789, at the rate of three shillings per acre; one sixth part to be paid on the first of October next, the remainder to be paid in two equal installments, the one on the first day of May next, and the other on the first day of January, which will be in the year 1793; security to be given to the satisfaction of this Board, for the payment of the first sixth part above mentioned, being read and duly considered,

Acres. £. s. d.

25,000 3 750 0 0

*Resolved*, That this Board do accept of and agree to the same; and that the surveyor-general be, and he is hereby directed to survey the said township, No. 10, for, and at the expence of the said James Tallmadge and Ezra Thompson, and that he make return thereof to this Board, with all convenient speed.

*Resolved also*, That previous to the Secretary's issuing a copy of the above order to the surveyor general, security be given as above mentioned for the said first sixth part.

At a meeting of the commissioners of the land-office of the state of New-York, held at the City-Hall in the city of New-York, on Monday, the 11th of July, 1791,

P R E S E N T,

His Excellency GEORGE CLINTON, Esquire, Governor,  
LEWIS A. SCOTT, Esquire, Secretary,  
GERARD BANCKER, Esquire, Treasurer, and,  
PETER T. CURTENIUS, Esquire, Auditor.

The application of Michael Meyers, Jedediah Sanger and John J. Morgan (for the purchase of townships No. 18 and 20, and the parts unfold by the surveyor-general of township No. 19, being three of the twenty townships surveyed by the surveyor-general, pursuant to an act passed the 25th day of February, 1789. The two first townships, to wit, No. 18 and 20, at the rate of three shillings and three pence per acre, and the parts of No. 19 unfold as above mentioned, at the rate of three shillings and one penny per acre; one sixth part thereof to be paid on the first day of October next, and the residue in two equal payments, the one half on the first of April, one thousand seven hundred and ninety-two, and the remaining half on the first of January, one thousand seven hundred and ninety-three) being read and duly considered,

67,130 10,508 15 0

*Resolved*, That this Board do accept of and agree to the same, and that the surveyor-general be, and he is hereby directed to survey the said townships, No. 18 and 20, and the said unfold parts of township No. 19, in three separate surveys, for, and at the expence of the said purchasers, and that he make return thereof to this Board, with all convenient speed.

The application of John Taylor, for the purchase of the parts unfold by the surveyor-general of townships No. 16 and 17 of the 20 townships surveyed by the said surveyor-general, pursuant to an act passed the 25th day of February, 1789, at the rate of three shillings and three pence per acre; one sixth part thereof to be paid in six months, one half the residue in one year, and the other half in eighteen months from the date hereof, being read and duly considered,

43 377 7,048 15 0

*Resolved*, That this Board do accept of and agree to the same, and that the surveyor-general be, and he is hereby directed to survey the said unfold parts of townships No. 16 and 17, in two separate surveys, for and at the expence of the said John Taylor, and that he make return thereof to this Board, with all convenient speed.

*Resolved also*, That previous to the Secretary's issuing a copy of the preceding orders to the surveyor-general, security be given for the said sixth parts first above mentioned.



At a meeting of the commissioners of the land-office of the state of New-York, held at the City-Hall, in the city of New-York, on Wednesday, the 13th day of July, 1791,

P R E S E N T,

His Excellency GEORGE CLINTON, Esquire, Governor,  
LEWIS A. SCOTT, Esquire, Secretary,  
GERARD BANCKER, Esquire, Treasurer, and,  
PETER T. CURTENIUS, Esquire, Auditor.

The application of Colonel William S. Smith, for the purchase of townships No. 2, 3, 4, 5, 8 and 9, being six of the twenty townships surveyed by the surveyor-general, pursuant to an act passed the 25th day of February, 1789, at the rate of three shillings and three pence per acre; one sixth of the purchase money to be paid on the first day of October next, one half of the residue on the first of January, 1792, and the residue on the first of January, 1793, being read and duly considered,

Acres. £. s. d.

150,000 24,375 0 0

*Resolved*, That this Board do accept of and agree to the same; and that the surveyor-general be, and he is hereby directed to survey the said townships No. 2, 3, 4, 5, 8 and 9, for and at the expence of the said William S. Smith, and that he make return thereof to this Board, with all convenient speed.

The application of the said William S. Smith, for the purchase of the following tract of land, situate between the river Chenango, and its western Branch, and bounded northerly by township No. 13 of the twenty townships, and the south line thereof continued until it meets with township No. 25, called Cincinnatus, and the south bounds of said township Cincinnatus, easterly by lands agreed to be sold to Melancton Smith and Marinus Willitt, and the middle of Chenango river, and westerly by the middle of the west branch of the said river, called Tietchnioga, at the rate of three shillings and three pence per acre; one sixth part of the purchase money to be paid on the first of October next, one half of the residue on the first of January, 1792, and the residue on the first of January, 1793, being read and duly considered,

120,000 19,500 0 0

*Resolved*, That this Board do accept of and agree to the same; and that the surveyor-general be, and he is hereby directed to survey the said tract of land, or as much thereof as shall be vacant and unappropriated, for and at the expence of the said William S. Smith, and that he make return thereof to this Board, with all convenient speed.

The application of Leonard M. Cutting, for the purchase of townships No. 11 and 14, they being two of the twenty townships surveyed by the surveyor-general, pursuant to an act passed the 25th day of February, 1789, at the rate of three shillings and three pence per acre; one sixth part of the purchase money to be paid on the first day of October next, and the residue to be paid in two equal payments, the one on the first day of April next, and the other on the first day of January, 1793, being read and duly considered,

50,000 8,125 0 0

*Resolved*, That this Board do accept of and agree to the same; and that the surveyor general be, and he is hereby directed to survey the said townships No. 11 and 14, for and at the expence of the said Leonard M. Cutting, and that he make return thereof to this Board, with all convenient speed.

At a meeting of the commissioners of the land-office of the state of New-York, held at the City-Hall, in the city of New-York, on Friday, the 15th day of July, 1791,

P R E S E N T,

His Excellency GEORGE CLINTON, Esquire, Governor,  
LEWIS A. SCOTT, Esquire, Secretary,  
GERARD BANCKER, Esquire, Treasurer, and,  
PETER T. CURTENIUS, Esquire, Auditor.

The application of William Moore, in behalf of himself and as attorney of John Springsteen, Jacob Springsteen, Josiah Stow, David Stow, Daniel Stow, David Hotchkiss and Joseph Beebee, to purchase a certain tract of land, situate in the county of Tioga, partly in the township of Warren and partly in the township of Chenango, beginning at the southeast corner of a tract of land granted to Abijah Hammond, and from thence running along the south bounds of the said tract north eighty seven degrees, west eighty chains; thence south three degrees, west about eighty chains, to land granted to William Allison; then along part of his north bounds south, eighty six degrees and forty minutes east, one hundred and sixty chains to the west bounds of a tract of land granted to James Clinton and Isaac Melcher; and then along the said last mentioned bounds as they run, to the place of beginning, containing about one thousand acres more or less, at the rate of six shillings per acre; one sixth part of the purchase money to be paid on



the first day of October next, and the residue in two equal payments, the one on the first day of April next, and the other on the first day of January, 1793, being read and duly considered.

*Resolved*, That this Board do accept of and agree to the same; and that the surveyor-general be, and he is hereby directed to survey the said tract of land, or as much thereof as is vacant and unappropriated, for and at the expence of the said William Moore, John Springsteen, Jacob Springsteen, Josiah Stow, David Stow, Daniel Stow, David Hotchkiss and Joseph Beebee, and that he make return thereof to this Board, with all convenient speed.

The application of Alexander Webster, Edward Savage and John Williams, Esquires, for the purchase of township No. 1, being one of the twenty townships surveyed by the surveyor-general, pursuant to an act passed the 25th day of February, 1789, at the rate of three shillings and three pence per acre; one sixth part of the purchase money to be paid on the first day of October next, and the residue in two equal payments, the one on the first day of April next, and the other on the first day of January, 1793, being read and duly considered,

*Resolved*, That this Board do accept of and agree to the same; and that the surveyor-general be, and he is hereby directed to survey the said township No. 1, for and at the expence of the said purchasers, and that he make return thereof to this Board, with all convenient speed.

Acres.	£.	s.	d.
1000	300	0	•

25,000	4062	10	•
--------	------	----	---

At a meeting of the commissioners of the land-office of the state of New-York, held at the City-Hall in the city of New-York, on Friday, the 22d day of July, 1791,

P R E S E N T,

His Excellency GEORGE CLINTON, Esquire, Governor,  
LEWIS A. SCOTT, Esquire, Secretary,  
GERARD BANCKER, Esquire, Treasurer, and,  
PETER T. CURTENIUS, Esquire, Auditor.

The application of Thomas Ludlow and Josiah Shippey, for the purchase of townships No. 6 and 13, being two of the twenty townships surveyed by the surveyor-general, pursuant to an act passed the 25th day of February, 1789, at the rate of three shillings and five pence per acre; one sixth part of the purchase money to be paid on the first day of October next, and the residue in two equal payments, one on the first of January, 1792, and the other on the first of January, 1793, being read and duly considered,

*Resolved*, That this Board do accept of and agree to the same; and that the surveyor general be, and he is hereby directed to survey the said townships No. 6 and 13, in two separate surveys, for and at the expence of the said purchasers, and that he make return thereof to this Board, with all convenient speed.

The application of White Matlack and Jacob Hallett, for the purchase of townships No. 12 and 13, being two of the twenty townships surveyed by the surveyor-general, pursuant to an act passed the 25th of February, 1789, at the rate of three shillings and five pence per acre; one sixth part of the purchase money to be paid on the first day of October next, and the residue in two equal payments, the one on the first of January, 1792, and the other on the first of January, 1793, being read and duly considered,

*Resolved*, That this Board do accept of and agree to the said proposals, as far as they relate to township No. 12, and that the surveyor-general be, and he is hereby directed to survey said township No. 12, for and at the expence of the said purchasers, and that he make return thereof to this Board, with all convenient speed.

*Resolved also*, That previous to the Secretary's issuing a copy of the preceding resolution to the surveyor-general, security be given for the payment of the first sixth part above mentioned; which security, when given, will be considered as the consent of the purchasers to the said contract.

50,000	8541	13	4
--------	------	----	---

25,000	4270	16	8
--------	------	----	---

At a meeting of the commissioners of the land-office of the state of New-York, held at the City-Hall, in the city of New-York, on Friday, the 29th day of July, 1791,

P R E S E N T,

His Excellency GEORGE CLINTON, Esquire, Governor,  
LEWIS A. SCOTT, Esquire, Secretary,  
GERARD BANCKER, Esquire, Treasurer, and,  
PETER T. CURTENIUS, Esquire, Auditor.

The application of John W. Watkins and Augustus Sacket, for the purchase of fifteen thousand acres of land, situate between the military lands and the twenty townships surveyed by the surveyor-general, pursuant to an act passed the 25th day of February, 1789, beginning at the southwest corner of township No. 13, of the said twenty townships,



and running thence west to the east bounds of the military townships; then north along the said east bounds six miles; then east to the northwest corner of the said township No. 13, and then south along the west bounds of said township No. 13, to the place of beginning, at the rate of three shillings and five pence half-penny per acre; one sixth part of the purchase money to be paid in three months, and the residue in two equal payments, the first in six months and the last in eighteen months from the date hereof, being read and duly considered,

*Resolved*, That this Board do accept of and agree to the same; and that the surveyor-general be, and he is hereby directed to survey the said fifteen thousand acres of land, for and at the expence of the said purchasers, and that he make return thereof to this Board, with all convenient speed.

Acres. £. s. d.

15,000 2593 15 0

At a meeting of the commissioners of the land office of the State of New-York, held at the City Hall in the city of New-York, on Tuesday the 2d day of August, 1791.

P R E S E N T,

His Excellency GEORGE CLINTON, Esquire, Governor,  
LEWIS A. SCOTT, Esquire, Secretary,  
GERARD BANCKER, Esquire, Treasurer, and  
PETER T. CURTENIUS, Esquire, Auditor.

The application of Robert C. Livingston, for the purchase of township No. 7, one of the twenty townships surveyed by the surveyor-general, pursuant to an act passed the 25th day of February, 1789, at the rate of three shillings and six pence per acre; the one sixth part of the purchase money to be paid on the 1st day of October next, and the residue in two equal payments, one on the 1st of January, 1792, and the other on the 1st of January, 1793, being read and duly considered,

25,000 4375 0 0

*Resolved*, That this Board do accept of and agree to the same; and that the surveyor-general be, and he is hereby directed to survey the said township No. 7, for and at the expence of the said Robert C. Livingston, and that he make return thereof to this Board, with all convenient speed.

At a meeting of the commissioners of the land office of the State of New-York, held at the City Hall in the city of New-York, on Friday the 5th day of August, 1791.

P R E S E N T,

His Excellency GEORGE CLINTON, Esquire, Governor,  
LEWIS A. SCOTT, Esquire, Secretary,  
GERARD BANCKER, Esquire, Treasurer, and  
PETER T. CURTENIUS, Esquire, Auditor.

The application of John and Nicholas I. Roosevelt, for the purchase of the following tract of land, was read, and is in the words following, to wit:

"To the honorable the Commissioners of the land-office of the state of New-York."

"Gentlemen,—Instead of our former proposals for the purchase of the following tract of land, we beg leave to substitute the following, to wit:

"We propose to purchase the unappropriated lands comprised within the following boundaries, to wit: All that certain tract of vacant land, bounded northerly by the tract lately purchased by Alexander M'Comb, easterly by Oothoudt's patent and Canada creek, southerly by the Wood creek, the Oneida lake and the Onondaga river, and westerly by the said Onondaga river and Lake Ontario; and also all the islands belonging to the state in front of the said lands, upon the following conditions, to wit, at the rate of three shillings and one penny for each acre; one sixth part of the purchase money to be paid, with lawful interest, in six months from the date of the contract, and the remainder in two equal instalments, one instalment in one year, and the other in two years from the aforesaid date. When the first yearly instalment is paid, then a patent shall issue for one half the land to be laid out in a square as nearly as possible, on such end of the tract as the commissioners shall think proper; and when the second yearly instalment is paid, then a patent shall issue for the residue of the said tract: But if we think proper to pay the purchase money before the times above specified, then patents to issue for the same, and a discount of four per cent. per annum to be allowed for the time of payment so anticipated.

500,000 77,083 6 8

"JNO. & NICHOLAS I. ROOSEVELT."

New-York, August 1791.

"P. S. Out of the above described lands we consent to except the lands and fisheries reserved by the deeds of cession from the Oneida and Cayuga Indians, to the state, and the lands at the falls called the Oswego Falls, on the Onondaga river, and the lands at Oswego on the northeasterly side of the said river, where the same falls into Lake Ontario, which by any former laws of the state were inhibited from being granted; and also



such locations as have already been made: On any of the said lands should the above proposals be acceded to, we expect that an allowance will be made for all lakes whose area exceeds one thousand acres.

"JNo. & NICHOLAS I. ROOSEVELT."

Which proposals having been duly considered, *Resolved*, That this Board do accept of and agree to the same; and that the surveyor-general be, and he is hereby directed to survey the said tract of land, or as much thereof as is vacant and unappropriated, for and at the expence of the said John and Nicholas I. Roosevelt, and that he make return thereof to this Board, with all convenient speed.

The application of John M'Kesson, for the purchase of four thousand eight hundred acres of land, situate in the county of Herkemer, and bounded easterly by the former line of property, established in the year 1768, being the west bounds of Coxburgh, and by lands granted to John I. Bleecker, northerly by lands granted to John Francis Peraché, westerly by the easterly line of the reservation of the Oneida Indians, and southerly by the land granted to the said John I. Bleecker and the lands granted to James Deane, at the rate of three shillings and six pence per acre; one sixth part of the purchase money to be paid or secured agreeable to the advertisement of this Board, and the residue in one year from the 14th of July last; and if the whole money be paid before that day, then the patent to issue for the said land, being read and duly considered,

3800 66s 0 0

*Resolved*, That this Board do accept of and agree to the same, excepting nevertheless out of the said tract one thousand acres heretofore granted to certain trustees for the use and benefit of Peter Otsequette and his heirs.

*Resolved also*, That the surveyor-general be, and he is hereby directed to survey the said tract of land, subject to the aforesaid reservation of one thousand acres, for and at the expence of the said John M'Kesson, and that he make return thereof to this Board, with all convenient speed.

At a meeting of the commissioners of the land office of the State of New-York, held at the City-Hall, in the city of New-York, on Tuesday the 23d day of August, 1791.

P R E S E N T.

His Excellency GEORGE CLINTON, Esquire, Governor,  
LEWIS A. SCOTT, Esquire, Secretary,  
GERARD BANCKER, Esquire, Treasurer, and  
PETER T. CURTENIUS, Esquire, Auditor.

The application of James Watson, for the purchase of all the unlocated part of the following tract of land, to wit: Beginning at the south east corner of Ryckman's reservation on the Seneca lake, and running thence southerly along the shores of the said lake to the south end of the same; from thence in a west course to the pre-emption line; thence northerly along the said line to the southwest corner of Ryckman's reservation aforesaid, and from thence along the southerly bounds of the said reservation to the place of beginning; and also, all the unappropriated land lying and being in the southwest part of the township of Chemung, and southwesterly of the Tioga river, at the rate of three shillings and seven pence per acre; the one sixth part of the purchase money to be paid in six months from the date hereof, with lawful interest, and the residue in two equal instalments, the first to be paid in one year, and the second in two years from the date hereof, being read and duly considered,

60,000 10,750 0 0

*Resolved*, That this Board do accept of and agree to the same; and that the surveyor-general be, and he is hereby directed to survey the said tracts of land in two separate surveys, for and at the expence of the said James Watson, and that he make return thereof to this Board, with all convenient speed.

The application of John W. Watkins and Royal Flint, for the purchase of all the unlocated part of the following tract of land, to wit: beginning at the northwest corner of the township of Chemung; thence running easterly along the northern boundary of the said township of Chemung, until it strikes Owego river, being the west bounds of the ten townships added to Massachusetts; thence northerly along the said bounds to the township of Dryden, being one of the military townships appropriated for the use of the troops of this state; thence westerly along the southern boundary of the townships of Dryden, Ulysses and Hector, to the southwestern part of the Seneca lake; thence west until a line strikes the pre-emption line (which line is also the south boundary of a tract this day sold to James Watson) and then southerly along the said pre-emption line to the place of beginning, at the rate of three shillings and four pence per acre; the one sixth part of the purchase money to be paid, with lawful interest, in six months from the date hereof, and the residue in two equal instalments, the one in nine months, and the other in eighteen months thereafter, being read and duly considered,

300,000 30,000 0 0



Acres.      £.      s.      d.

*Resolved.* That this Board do accept of and agree to the same; and that the surveyor-general be, and he is hereby directed to survey the said tract of land for and at the expence of the said purchasers, and that he make return thereof to this Board, with all convenient speed.

The application of Melancton Smith, for the purchase of a certain tract of land, beginning where the old line of property strikes the Canada creek, and running thence southerly along said line until it meets the most northerly corner of a tract of land, granted to one Peraché; thence along the said Peraché's land to the most westerly corner thereof, and thence on a direct line northerly along the line of the Oneida cession, to the place of beginning, at the rate of three shillings and seven pence per acre, payable the one sixth in six months, and the residue, the one half in one year, and the other half in eighteen months from the date hereof, being read and duly considered,

2000      358      6      8

*Resolved,* That this Board do accept of and agree to the same; and that the surveyor-general be, and he is hereby directed to survey the said tract of land for and at the expence of the said Melancton Smith, and that he make return thereof to this Board, with all convenient speed.

The application of James Clinton, Esq. for the purchase of all the islands in the Chenango river, opposite to the first tract in the town of Chenango, which was granted to himself and Isaac Melcher, at the rate of four shillings per acre, payable in six months from the 15th of July last, being read and duly considered,

1000      200      0      0

*Resolved,* That this Board do accept of, and agree to the same, and that the surveyor-general be, and he is hereby directed to survey the said islands, for and at the expence of the said James Clinton, and that he make return thereof to this Board, with all convenient speed.

At a meeting of the commissioners of the land office of the State of New-York, held at the Secretary's Office, in the city of New-York, on Friday, the 26th of August, 1791.

P R E S E N T,

His Excellency GEORGE CLINTON, Esquire, Governor,  
LEWIS A. SCOTT, Esquire, Secretary,  
GERARD BANCKER, Esquire, Treasurer, and  
PETER T. CURTENIUS, Esquire, Auditor.

The application of Jonathan Lawrence for the purchase of all the unappropriated land within the following boundaries, to wit, Beginning at the most easterly corner of Jersey Field, and running thence north westerly along the northeasterly bounds thereof to Canada creek, thence north-easterly along Canada creek to Noble Borough, thence southeasterly along the southwesterly bounds thereof, and along the southwesterly bounds of Arthur Borough, and the same course continued southeasterly until a line run perpendicular therefrom, will strike the most easterly corner of Jersey Field aforesaid, and from thence to the said corner or place of beginning, at the rate of three shillings and three pence per acre; one sixth part of the purchase money to be paid at the expiration of six months, one one half of the residue in twelve months, and the other half in eighteen months from the date hereof, being read and duly considered;

50,000      8,125      0      0

*Resolved,* That this Board do accept of, and agree to the same, and that the surveyor-general be, and he is hereby directed to survey the said tract of land, for and at the expence of the said Jonathan Lawrence, and that he make return thereof to this Board, with all convenient speed.

At a meeting of the commissioners of the land office of the State of New-York, held at the city Hall, in the city of New-York, on Tuesday the thirtieth day of August, 1791.

P R E S E N T,

His Excellency GEORGE CLINTON, Esquire Governor,  
LEWIS A. SCOTT, Esquire Secretary,  
GERARD BANCKER, Esquire Treasurer, and  
PETER T. CURTENIUS, Esquire Auditor.

The application of John W. Watkins and Royal Flint, for the purchase of the following tract of land, viz. Beginning at the southwest corner of a tract commonly called the Road township, thence running southerly along the township of Fabius, Solon and Cincinnatus, appropriated for the use of the troops of this State, until the said course strikes the northwest corner of the land lately sold to John W. Watkins, and Augustus Sacket, thence easterly along their line, until it strikes the northwest corner of a line of division of the townships numbers twelve and thirteen, in the twenty townships, thence northerly along the western bounds of the townships number twelve, seven and six, in the said twenty townships to the southeast corner of the said Road township, thence westerly along the said Road township to the place of beginning, at the rate of three shillings and eight-pence per acre; one sixth part of the purchase money to be paid in sixth months, with interest, and the other in two equal instalments, the one in nine months and the other in eighteen months, being duly considered;

41,000      7,518      0      0



*Resolved*, That this Board do accept of, and agree to the same, and that the surveyor-general be, and he is hereby directed to survey the said tract of land, for and at the expence of the said purchasers, and that he make return thereof to this Board, with all convenient speed.

Acres. £. s. d.

At a meeting of the commissioners of the land office of the State of New-York, held at the City-Hall in the city of New-York, on Tuesday the 13th day of September, 1791.

P R E S E N T,

His Excellency GEORGE CLINTON, Esquire, Governor,  
LEWIS A. SCOTT, Esquire, Secretary,  
GERARD BANCKER, Esquire, Treasurer, and  
PETER T. CURTENIUS, Esquire, Auditor.

The application of Mathias B. Miller, in behalf of Philip Smith, for the purchase of the following tract of land, containing about five hundred and ninety acres, situate in the county of Washington, and bounded as follows, to wit, Beginning at the west bounds of the artillery patent at the northeast corner of a tract of one thousand acres of land, granted to Moses Harris, junr. and running thence along the north bounds thereof, to the southeast corner of two hundred acres of land granted to the said Moses Harris junr. thence along the east bounds of the said two hundred acres, and along the east bounds of other two hundred acres granted to the said Moses Harris, junr. to the northeast corner of the last mentioned two hundred acres, then along the north bounds thereof, to the southeast corner of seven hundred and fifty acres granted to the said Moses Harris, junr. thence along the east bounds thereof, to a tract of two hundred acres granted to Platt Smith or Joshua Harris, then along the south bounds thereof to the west bounds of the artillery patent, and thence southerly along the said west bounds to the place of beginning, at the rate of one shilling and sixpence per acre, but no particular terms of payment mentioned, being duly read and considered ;

590 44 5 0

*Resolved*, That this Board do accept of, and agree to the same, provided one sixth part of the purchase money be immediately paid or secured to be paid to the treasurer, within three months from the date hereof, and the residue be paid on or before the twenty second day of June next.

*Resolved also*, That the surveyor-general be, and he is hereby directed to survey the said tract of land, for and at the expence of the said Philip Smith, and that he make return thereof to this Board, with all convenient speed.

At a meeting of the commissioners of the land-office of the state of New-York, held at the City-Hall, in the city of New-York, on Tuesday, the 1st day of November, 1791,

P R E S E N T,

His Excellency GEORGE CLINTON, Esquire, Governor,  
LEWIS A. SCOTT, Esquire, Secretary,  
GERARD BANCKER, Esquire, Treasurer, and  
PETER T. CURTENIUS, Esquire, Auditor.

The application of Matthew Adgate, for the purchase of a tract of land situate north of the Mohawk river, and beginning at the northwesterly corner of the tract granted to Henry Outhoudt, and from thence extending easterly along the same, and the northerly bounds of the township of Steuben to the northernmost corner thereof, thence northerly at right angles with the course last mentioned to the southerly bounds of the land lately agreed to be sold to Alexander Macomb, thence westerly along the same to the place of beginning ; containing by estimation about forty-five thousand acres, at the rate of two shillings and six-pence per acre, the one sixth part to be paid by the first of January next, one half of the remainder by the first day of May next, and the other half by the first of November following, being read and duly considered ;

45,000 5,666 13 4

*Resolved*, That this Board do accept of, and agree to the same, and that the surveyor-general be, and he is hereby directed to survey the said tract of land, for and at the expence of the said Matthew Adgate, and that he make return thereof to this Board, with all convenient speed.

The application of James Caldwell, for the purchase of townships No. 6 and 7, two of the twenty townships formerly set apart for the military, each ten miles square, and containing each sixty-four thousand acres, at the rate of one shilling and eight-pence per acre, one sixth part of the purchase money to be paid in six months, two sixth parts intwelve months, and the remaining three sixth parts in eighteen months from the date hereof, being read and duly considered ;

128,000 10,666 0 0

*Resolved*, That this Board do accept of, and agree to the same, and that the surveyor-general be, and he is hereby directed to survey the said two townships, No. 6 and No. 7, for and at the expence of the said James Caldwell, and that he make return thereof to this Board, with all convenient speed.



At a meeting of the commissioners of the land-office of the State of New-York, held at the Government-House, in the city of New-York, on Friday, the 2d day of December, 1791.

P R E S E N T,

His Excellency GEORGE CLINTON, Esquire, Governor,  
LEWIS A. SCOTT, Esquire, Secretary,  
GERARD BANCKER, Esquire, Treasurer, and,  
PETER T. CURTENIUS, Esquire, Auditor.

Acres. £. s. d.

The application of Matthew Adgate, Esquire, for the purchase of the following tract of land, situate on the north side of Mohawk river, beginning at the northermost corner of Nobleborough, and from thence running southwesterly along the same to the tract of Klock Remsen and others, from thence along the northermost bounds thereof to the township of Steuben, thence northerly along the east bounds thereof and the same course continued, until it meets the southerly bounds of the lands sold to Alexander Macomb, thence northerly along the same until a line drawn on the same course with the northeastermost bounds of Nobleborough aforesaid shall strike the most northerly corner thereof, being the place of beginning, excluding a tract of land out of the description aforesaid, granted to Thomas Machin and others, containing, as is supposed, forty thousand acres, at the rate of two shillings and six pence per acre, one sixth part of the purchase money to be paid in six months, one half the remainder in one year, and the residue in eighteen months from the date hereof, being read and duly considered,

40,000

5000

*Resolved*, That this Board do accept of and agree to the same, and that the surveyor-general be, and he is hereby directed to survey the said tract of land, for and at the expence of the said Mathew Adgate, and that he make return thereof to this Board, with all convenient speed.

The application of Mathew Adgate, Esq. for the purchase of two tracts of land situate in the county of Clinton, the first tract beginning one hundred and twenty chains due north from the northeast corner of a tract granted to Asa Douglass, junior; from there to run west eighty chains; from there southerly to the northwest corner of the tract of land aforesaid; then east on the line of the said tract to the said northeast corner of said Asa Douglass, jun. then south on the east line of said tract to a tract of land granted to the said Mathew Adgate; then east on the north line of the last mentioned tract twenty-five chains; then north ninety-seven chains; and from thence continuing northwardly to the place of beginning, supposed to contain one thousand three hundred acres: The second tract beginning at a hemlock or black spruce tree, on the south side of a small brook on the west side of the bay of Perue in lake Champlain, marked with the letters M. A. and figures 1791; and running from thence south eighty-five degrees west twenty-five chains; then northerly on a parallel line with the main course of the said bay forty chains; from thence north eighty-five degrees east to the bay aforesaid; then on the shore of said bay to the place of beginning, supposed to contain one hundred acres, at the rate of one shilling and eight pence per acre; the one sixth part to be paid or secured to be paid this day, the one half the remainder to be paid in one year, and the residue in six months thereafter, being read and duly considered,

1400

116

13

4

*Resolved*, That this Board do accept of and agree to the same; and that the surveyor-general be, and he is hereby directed to survey the said two tracts of land, if they are vacant and ungranted, for and at the expence of the said Mathew Adgate, and that he make two separate returns thereof to this Board, with all convenient speed,

At a meeting of the commissioners of the land-office of the State of New-York, held at the Government-House, in the city of New-York, on Friday, the 9th of December, 1791,

P R E S E N T,

His Excellency GEORGE CLINTON, Esquire, Governor,  
LEWIS A. SCOTT, Esquire, Secretary,  
GERARD BANCKER, Esquire, Treasurer, and,  
PETER T. CURTENIUS, Esquire, Auditor.

The application of John Bay, for the purchase of the following tract of land, situate in the town of Katts Kill, in the county of Albany, beginning at a point in a course north seven degrees east, distant seventy chains from a white oak tree marked A. K. W. standing on a point of land on the north side of a brook or run of water, called by the Indians Kiskatamenakook, on the west side of a high round hill, called Wawantapekook, and near to a small gullet leading into the said brook; which said white oak tree is marked for the place of beginning of a certain tract of land formerly granted by letters patent unto Martin G. Van Bergen, late of the county of Albany, deceased, and runs from the said point of beginning north two degrees and thirty minutes, west forty-five chains; thence north thirty-three degrees and thirty minutes



west sixteen chains ; thence north forty-nine degrees, west seventy chains and fifty links ; thence south eighty-three degrees, west forty-five chains, and so continuing on said last mentioned course until it intersects the easterly bounds of a certain tract or tracts of land lately belonging to Sir Henry Moore ; thence northerly, easterly and southerly along the said tract or tracts of land lately belonging to the said Sir Henry Moore, to the southwesterly corner thereof ; and from thence to the aforefaid place of beginning, containing about six hundred acres, at the rate of four shillings per acre ; the whole of the purchase money to be paid in three months from the purchase, being read and duly considered,

Acres.	£.	s.	d.
600	120	0	0

*Resolved*, That this board do accept of and agree to the same ; and that the surveyor-general be, and he is hereby directed to survey the said tract of land, for and at the expence of the said John Bay, if the same shall be found to be vacant and ungranted, and that he make return thereof to this Board, with all convenient speed.

At a meeting of the commissioners of the land office, of the state of New-York, held at the Government House, in the city of New-York, on Friday, the 16th day of December, 1791,

P R E S E N T,

His Excellency GEORGE CLINTON, Esquire, Governor,  
LEWIS A. SCOTT, Esquire, Secretary,  
GERARD BANCKER, Esquire, Treasurer, and,  
PETER T. CURTENIUS, Esquire, Auditor.

The application of Coll M'Gregor, for the purchase of township No. 8, one of the townships formerly set apart for the military, containing sixty-four thousand acres, at the rate of one shilling and eight pence per acre ; one sixth part of the purchase money to be paid in six months, two sixth parts in twelve months, and the remaining three sixth parts in eighteen months from the date hereof, being read and duly considered,

64,000	5333	0	0
--------	------	---	---

*Resolved*, That this Board do accept of and agree to the same ; and that the surveyor-general be, and he is hereby directed to survey the said township No. 8, for and at the expence of the said Coll M'Gregor, and that he make return thereof to this Board, with all convenient speed.

The application of William Henderson, for the purchase of township No. 5, one of the townships formerly set apart for the military, containing sixty-four thousand acres, at the rate of one shilling and eight pence per acre ; one sixth part of the purchase money to be paid in six months, two sixth parts in twelve months, and the remaining three sixth parts in eighteen months from the date hereof, being read and duly considered,

64,000	5333	0	0
--------	------	---	---

*Resolved*, That this Board do accept of and agree to the same ; and that the surveyor-general be, and he is hereby directed to survey the said township No. 5, for and at the expence of the said William Henderson, and that he make return thereof to this Board, with all convenient speed.

The application of Hugh M'Cauley, for the purchase of a tract of land in the mountains west of lake Champlain, beginning sixteen roods south thirty-five degrees west of lands granted to John Watts and others, now belonging to Hayman Levy and others ; from thence running north thirty-five degrees, east 260 roods along the line of said lands ; thence south one hundred and sixty roods ; thence south thirty-five degrees, west one hundred roods ; then north sixty roods ; then south thirty-five degrees, west one hundred and sixty roods ; and then north one hundred roods to the place of beginning, containing nearly two hundred acres, at the rate of one shilling per acre, the whole to be paid on the issuing of the patent, being read and duly considered,

200	10	0	0
-----	----	---	---

*Resolved*, That this Board do accept of and agree to the same ; and that the surveyor general be, and he is hereby directed to survey the said tract of land, for and at the expence of the said Hugh M'Cauley, if the same shall be vacant and ungranted, and that he make return thereof to this Board, with all convenient speed.

Acres 5,542,170 £.412,173 16 8

The preceding Contracts are true copies from the minutes.

LEWIS A. SCOTT, Secretary.



COPY OF AN ABSTRACT OF APPLICATIONS, FOR THE PURCHASE OF LANDS,  
MADE TO THE COMMISSIONERS OF THE LAND-OFFICE.

1791.

- No. 1. John Carpenter for 30,000 acres in one or more tracts, south and west of the army lands, and north of Chemung, at 1/ per acre, payable in interest certificates due to him. } Rejected—the price being too low.
- March 23d. No. 2. Isaac Foot, for lots No. 59, 60 and 62, in township No. 10, at 3/ per acre in treasurer's certificates. } Rejected—the price being too low for single lots.
- March 26th. No. 3. William Seely, for 40,000 acres in 5000 acre lots, south of army lands, and north of Chemung, at 9d. per acre in continental securities. } Rejected—price too low.
- March 28th. No. 4. John Carpenter, for 1000 acres in one tract, lying westerly of fort Montgomery, in Orange county, at 5/ per acre, in State certificates. } Accepted.
- No. 5. John Williams, Edward Savage, and Alexander Webster, for township No. 15; no price offered. } Rejected.
- March 24th. No. 6. Hanibal W. Dobbyn, for 100,000 acres to pay £1000 in cash, and bring over 200 settlers. } Rejected—price too low.
- April 1st. No. 7. Alexander Macomb, for all the vacant land between lake Champlain and the river St. Lawrence, and north of Totten and Crossfield's purchase, 8d. per acre in 6 years, without interest, } Rejected, on account of its extent, and because it contained lands joining old patents and fronts too great a proportion of water communication.
- April. No. 8. Hanibal W. Dobbyn's letter.
- No. 9. Peter Van Gaasbeck, David Van Nels, and Jacob De la Mater, for 3 tracts of land, one tract lying south of the army land, and lands located on levy certificates, and also south of Ryckman's reservation, west of Ezra L'Hommedieu's location, and the locations of Henry Wisner and John Carpenter, east of lands ceded to the commonwealth of Massachusetts, and north of a west line drawn from the most westerly corner of the southermost of the five tracts of Wisner, and Carpenter, &c. containing 23,000 acres. } Part of this is included in the application No. 16, which is accepted.
- April 18. One other tract north of Chemung, and between a location of John Bay and Ezra L'Hommedieu, so far north as to include 25,000 acres. } Rejected—price too low.
- The third tract to begin in the south bounds of the army lands at the northeast corner of Mr. L'Hommedieu's 4000 acres location at the south end of the Seneca lake, and to run thence south, east, north and west, to contain 7000 acres in a square, to pay 1/ per acre, 1/8th on taking the patents, 3/8ths in nine months, the residue in 18 months with interest, or the whole purchase money at the taking out the patents, as to them shall appear most expedient. } Rejected.
- No. 10. James Parker's application, indefinite, } Rejected.
- April 18. No. 11. Isaac Foot, for lots number 59, 60, 61 and 62, in township No. 10, on Chenango river, at 3/ per acre in treasury certificates, one sixth part immediately, the remainder in a reasonable time, } Rejected—too low for single lots.
- May 1st. No. 12. Samuel Sacket, for lots number 44, 43, 42, 45, and 38, in township number 9, 3/ per acre, in cash, one sixth part immediately, the remainder in a reasonable time, } Rejected—too low for single lots.
- April 30th. No. 13. Isaac Ingraham, lot number 36 in township number 9, 3/ per acre, one sixth immediately, the remainder in a reasonable time, } Rejected—too low for single lots.
- No. 14. Alexander Macomb, as before, 8d per acre, payable in six annual payments, without interest from 1st January last. } Accepted—the quantity being reduced.
- May 2d. No. 15. Timothy Fowler, for lots number 56 and 37 in township No. 9, at 3s per acre, half immediately, and the remainder in one year. } Rejected—too low for single lots.
- May 2d. No. 16. James Parker, for 4000 acres west of Seneca lake at 2s per acre, and 8000 acres south of it at 1/6 per acre, payable on or before the first March, 1792. } Accepted.
- May 9th. No. 17. Mathew Adgate's letter, and,
- No. 18. Mathew Adgate, Philip Frisbee and Aaron Kellog, for 25,000 acres to be taken out of townships number 4, 5, 8 and 9 in equal parts, at their junctions, at 3s per acre, one sixth part immediately, and of the remainder, one half in two years, and the other half in three years. } Rejected—price too low for parts of townships selected.
- April 29th. No. 19. Peter Howard, for lot number 74, in township number 16, at four shillings per acre, one half immediately, the remainder in one year, } Rejected—too low for a single lot.
- May 9th.



No. 20. May 9th.	David Babcock, for lot number 71, in township number 18, and lot number 43, in township number 9, at four shillings per acre, payable	Rejected.
No. 21. May 12th.	Daniel Ludlow and John R. Livingston, for townships number 7, 8, 9, 17, 10 and 11, at $\frac{1}{6}$ specie per acre, or $\frac{3}{3}$ in deferred debt, $\frac{1}{6}$ th immediately, the remainder, half in one year, the other half in 6 months thereafter,	Rejected—price too low.
No. 22. May 12th.	Brockholst Livingston, John R. Livingston and Wm. W. Morris, for nine townships, viz. number 1, 2, 3, 4, 5, 6, 18, 19 and 20, at $\frac{1}{6}$ specie or $\frac{3}{3}$ deferred debt, one sixth immediately, the remainder, one half on the first of January, 1793, without interest, the other half on the first of July, 1793, also without interest,	Rejected—price too low.
No. 23. May 13th.	John Thurman, for 32,000 acres near Scarroon lake, at one shilling per acre, in deferred debt or three per cents.	Rejected—price too low.
No. 24. May 16th.	John L. Hardenbergh, for 3000 acres southwest of Canasserago creek, and east of the military lands, at one shilling per acre,	Rejected—price too low.
No. 25.	James I. Moore, unintelligible,	
No. 26.	Seth Harris, town No. 15, 2500 acres, 3s per acre, payable in 5 years,	
No. 27.	Matt. Graves, town No. 15, lot 40, 4 shillings per acre,	
No. 28.	John Harris, town No. 15, lot 22, 4 shillings per acre,	
No. 29.	Josiah Brown, unintelligible,	
No. 30.	John Wait, town 15, lot 20 } town 14, lot 10 } 4 shillings, town 11, lot 91 }	
No. 31.	Joseph Skinner, town 10, lot 40, 4s	
No. 32.	Avery Power, town 15, lots 59, and 50, 4s	
No. 33.	Gad Merrick, town 9, lots 76 & 77, 4s	
No. 34.	John Harris, town 10, lot 60, 4s	
No. 35.	Stephen Collins, town 15, lot 61, 4s	
No. 36.	William Ransford, town 10, lot 59, 4s	
No. 37.	Silas Johnson, town 10, lot 82, no price,	
No. 38.	John Burge, town 15, lot 21, 4s	
No. 39.	John Frentop, town 15, lot 42, no price,	
No. 40.	Noah Hallet, town 10, lot 42, 4s	
No. 41.	William Moore, near Clinton and Melcher's tract, 6s per acre,	
No. 42.	Pascal Ransford, town 15, lot 19, 4s	
No. 43.	Martin Taylor, town 10, lot 39, 4s	
No. 44.	John Strasburgh, 900 acres in Orange county—no price,	Rejected.
No. 45.	Josiah Stow, one mile square adjoining Hammond's tract, on Susquehannah, 6s	Included in J. Moore's application, No. 124.
No. 46.	Hanibal W. Dobbyn, for towns number 14, 15, 17, 18, £2000, about 5 pence per acre,	Rejected, price too low.
No. 47.	Charles Barrett, for 50,000 acres in the townships, 2s	Ditto.
No. 48.	Melancton Smith and Marinus Willett, for the twenty townships, at $\frac{1}{6}$ per acre,	Ditto.
No. 49.	Ditto for townships number 4 and number 9, at $\frac{2}{6}$ ,	Ditto.
No. 50.	Ditto for a tract bounded on the east by Chenango river, north by town number 14, west by a line to be drawn from the southwest corner of 14, till it intersects Chenango river, at $\frac{4}{1}$ per acre,	Accepted. See No. 88.
No. 51.	Ditto for a tract beginning where the south line of town number 14 intersects it, running down the river 6 miles, and one mile broad at $\frac{4}{6}$ ,	Rejected.
No. 52.	Daniel Ludlow and John R. Livingston, for 200,000 acres : See their former offer, (adding two towns) 7, 8, 9, 10, 11, 12, 16 and 17, at $\frac{4}{1}$ , deferred debt, in 5 years, annual payments,	Rejected.
No. 53.	Brockholst Livingston and John R. Livingston, for towns 1, 2, 3, 4, 5, 6, 18, 19, 20, 13, 14 and 15, at $\frac{4}{1}$ in deferred debt, in five annual payments, commencing January, 1793,	Rejected.
No. 54.	William Moore's, argumentative letter.	
No. 55.	Zena Hitchcock and Philip Smith, for 2000 acres near north-west bay, west side of lake George, at $\frac{1}{6}$ per acre, cash,	Accepted.
No. 56.	C. B. Bolonge, for 268,800 acres, lying west of Jellis Fonda's great tract called Steuben, $\frac{1}{6}$ per acre, in deferred debt, one sixth part down, the remainder in two years,	Rejected, price too low, the description too vague, a part of it on one construction will interfere with No. 14.
No. 57.	John Carpenter, for 30,000 acres south and west of the military lands, and north of Chemung, $\frac{1}{6}$ per acre in continental paper,	Rejected.
No. 58.	John L. Hardenbergh, for lands east of the military lands, $\frac{2}{6}$ per acre instead of $\frac{1}{6}$ as offered by application number 24,	Rejected.
No. 59.	William Cooper, for towns number 2, 3, 4, and 5, of the 20 townships at $\frac{2}{6}$ per acre,	Rejected.
No. 60.	William Moore's letter.	



No. 61.	Nathaniel Gray, Abraham Raymond, and Timothy Hatch, for the south west square or quarter of town No. 9, 4/ per acre,	Rejected—too low for a select part of a town.
No. 62.	Timothy Fowler, for quarter of town No. 9, 3/ per acre, one sixth immediately,	Ditto.
No. 63.	Thomas Quigley, 4 parcels at Chenango, about 3000 acres, at 5/ 3/ and 2/6,	Rejected—being select tracts by banks of rivers
No. 64.	Thomas Quigley and Jonathan Fitch, 2000 acres at the north-west corner of Fayette town 4/1 per acre,	Ditto.
No. 65.	J shoa Whitney, for 1250 acres near the Boston 10 townships, at 3/7, and another tract at 1/ 3 per acre,	Rejected—too low.
No. 66.	J shiah Burlingham and others, for lots No. 64, 66, 70, 74, 75, 76 and 77, in town No. 16, 3/ to 4/,	Rejected.
No. 67.	John Bay, 1800 acres at Chemung, at 1/6, and 600 acres at Kats-Kill, at 4/,	Accepted, as to the last tract.
No. 68.	Rudolph Edwards, No. 66, in town No. 16, 4/ per acre,	Rejected—price too low for picked spots.
No. 69.	Elnathan Fitch, S. E. square of No. 17, 2/ per acre,	
No. 70.	Philip Turner, lot No. 43, in town No. 16, 4/ per acre,	
No. 71.	Edward Edwards, towns No. 4, 9 and 15, at 2/3 per acre,	
No. 72.	Edward Edwards, 60,000 acres between the branches of the Chenango, at 1/6 or 2/ for 10,000 acres,	Rejected,
No. 73.	Samuel Darby, &c. 603½ acres in Freehold township, Albany county, at	Rejected—no price offered.
No. 74.	Isaac Avery, lot No. 90, in town No. 19, £50, lot No. 91, do. No. 19, 50,	Rejected.
No. 75.	Walter Livingston, all the unappropriated lands south of the Oneida lake, purchased from the Oneidas and of the Onondagas and Cayugas, 1/3 per acre,	Rejected—price too low.
No. 76.	Phineas Athmore, about 60,000 acres between the branches of Chenango river, 1/3 per acre,	Rejected.
No. 77.	Marinus Willet, 150,000 acres at 2/1, and for towns No. 1, 6, 7, 12 and 13, at 2/1 per acre,	Rejected.
No. 78.	Nathan Carpenter, lot No. 62 in town No. 16, 4/,	Rejected.
No. 79.	Ebenezer Foote, lot No. 62 in town No. 10, £52,	Rejected.
No. 80.	Benjamin Thompson, lots No. 56, 57, 58, 63 64 and 65 in town No. 9, 2/ per acre, lots 36, 37, 38, 39, 42, 43, 44, and 48, in town No. 10, 2/6 per acre,	Rejected.
No. 81.	Jacob Morris 3 lots in 2nd. quarter of township No. 16, 4/ per acre,	Rejected.
No. 82.	Schuyler, lots No. 39 and 61, in town No. 15, 4/ per acre,	Rejected.
No. 83.		
No. 84.	Nathaniel Wood, lots, No. 71, 90, 91, and 101, in town No. 15, 3/ per acre,	Rejected.
No. 85.	L. M. Cutting, town No. 15, 2/6 per acre,	Rejected.
No. 86.	Avery Powers, No. 59, in town No. 15, £.30 down, remainder in nine months,	Rejected.
No. 87.	William Seely, 40,000 acres, in 5000 acre parcels between the town of Chemung and the military lands, 1/3 per acre,	Rejected.
No. 88.	Marinus Willet and Melancton Smith, on the easterly side of the Chenango river, northerly by south line of township No. 14, &c. 4/1,	Accepted.
No. 89.	L. M. Cutting, 3/4 per acre for township No. 15, the whole payable in eighteen months,	Accepted.
No. 90.	Bezaleel Seeley, tract in south west corner of Chemung, no price,	Rejected.
No. 91.	William I. Vredenberg and Asa Danforth, for a tract near the deep spring, at 2/9,	Rejected—price too low and uncertain whether vacant.
No. 92.	William Seely, for land north of Chemung, at 1/ per acre,	Rejected.
No. 93.	Brinton Paine, for land south of the military, at 4d per acre,	Rejected.
No. 94.	James Tallmage and Ezra Thompson, for township No. 10, 3/ per acre, one sixth part secured to be paid 1st October next, the remainder in two instalments, ½ in May next, other half in May, 1793,	Accepted.
No. 95.	Wm. S. Smith, for the towns No. 1, 2, 3, 4, 8 and 9, of the 20 townships, at 3/3, also for a tract south and east of the military lands, at 3/3, payable the whole in 18 months,	Accepted as to part.
No. 96.	John Ireland, for a tract south of Mr. Macomb's purchase, and east of Oswego, 1/3 per acre, payable in two years,	Rejected.
No. 97.	Philip Smith, for 590 acres in Washington county, 1/ per acre, specie,	Rejected.
No. 98.	John Thurman, for a tract on Scarroon lake, 9d per acre, the same tract as before applied for by him,	Rejected.



No. 99.	Melancton Smith, L. M. Cutting &c. for towns No. 4, 5, 8 and 9, $3\frac{1}{4}$ , payable in 18 months,	Rejected.
No. 100.	Robert C. Livingston, for 600,000 acres south of Mr. Macomb's tract, at 1s	Rejected.
No. 101.	Michael Myers, Sanger and Morgan, for towns No. 18 and 20, at $3\frac{1}{3}$ per acre, payable, the whole, in eighteen months,	Accepted.
No. 102.	The same applicants for the unfold parts of No. 19, at $3\frac{1}{4}$ ,	Accepted.
No. 103.	Melancton Smith and Marinus Willett, for town No. 9, $3\frac{1}{3}$ per acre,	Rejected.
No. 104.	L. M. Cutting, for towns No. 11 and 14, at 3s	Rejected.
No. 105.	Nathaniel Wood, for four lots in town No. 16, at four shillings and six pence per acre,	Rejected—price too low for single lots.
No. 106.	John Carpenter, four tracts south of Seneca lake, at two shillings and one and eight pence,	Rejected—this is part of No. 9.
No. 107.	John Taylor, for towns 16 and 17, at $3\frac{1}{3}$ per acre,	Accepted.
No. 108.		
No. 109.	John Ireland, for the land south of Mr. Macomb's tract $1\frac{1}{8}$ ,	Rejected.
No. 110.	Melancton Smith and Marinus Willett, for town No. 9, $3\frac{1}{9}$ ,	Withdrawn.
No. 111.	M. Smith and M. Willett, for town No. 4, $3\frac{1}{6}$ per acre,	Withdrawn.
No. 112.	M. Smith's letter, withdrawing the two preceding proposals.	
No. 113.	L. M. Cutting, for towns No. 11 and 14, at $3\frac{1}{3}$ per acre,	Accepted.
No. 114.	Wm. S. Smith, for towns No. 1, 6 and 7, $3\frac{1}{3}$ ,	Rejected.
No. 115.	Webster, Williams and Savage, No. 1, at $3\frac{1}{3}$ per acre,	Accepted.
No. 116.	John McKellon, for 4800 acres, adjoining the Oneida reservation, $3\frac{1}{6}$ per acre,	Accepted reserving 1000 acres for P. Otsquette.
No. 117.	Thomas Ludlow and Josiah Shippey, for town No. 6, $3\frac{1}{4}$ ,	Rejected.
No. 118.	Thomas Ludlow, for town No. 13, $3\frac{1}{4}$ ,	Rejected.
No. 119.	Leonard M. Cutting, two applications, for towns No. 12 and 13, $3\frac{1}{4}$ ,	Rejected.
No. 120.	Leonard M. Cutting, for 27,770 acres, lying west and adjoining said towns No. 12 and 13, $3\frac{1}{3}$ ; this offer is in case the first is accepted.	Rejected.
No. 121.	Augustus Sacket and John W. Watkins, for town No. 6, $3\frac{1}{4}$ ,	Rejected.
No. 122.	William Cooper, for lands between Arthurborough, Jersey-Field and Canada-creek, 1s per acre,	Rejected—price too low.
No. 123.	David Van Nels &c. for towns No. 1, 6, 7, 12 and 13, at $2\frac{1}{7}$ per acre,	Rejected—price too low.
No. 124.	Wm. Moore, for a tract of 1000 acres in Tioga, in the towns of Warren and Chenango, 6s per acre,	Accepted.
No. 125.	Philip Smith, for 590 acres, east of lake George, $1\frac{1}{6}$ per acre,	Accepted.
No. 126.	Hugh McCauley, for 200 acres west of lake George, 1s in certificates,	Rejected.
No. 127.	John and Nicholas I. Roosevelt, for about 500,000 acres south of Macomb's purchase, $2\frac{1}{3}$ per acre, payable in four instalments,	Rejected.
No. 128.		
No. 129.	William Cooper, for a tract between Macomb's and Clock and Remsen, 1s per acre,	Rejected—price too low.
No. 130.	Wm. Cooper, for tract between Arthurborough and Jersey-Field, 2s per acre,	Ditto.
No. 131.	Thomas Ludlow and Josiah Shippey, for town No. 6 and 13, at $3\frac{1}{5}$ per acre,	Accepted.
No. 132.	John and Nicholas I. Roosevelt, for the lands between Mr. Macomb's and the Oneida lake, $2\frac{1}{6}$ per acre,	Rejected.
No. 133.	Jonathan Lawrence, for the lands last mentioned, $2\frac{1}{3}$ per acre,	Rejected.
No. 134.	Jacob Hallet and White Matlack, for towns No. 12 and 13, at $3\frac{1}{5}$ per acre,	Accepted, as to No. 12.
No. 135.	John and Nicholas I. Roosevelt, for the lands between Mr. Macomb's and Oneida lake, $2\frac{1}{6}$ , payable $\frac{1}{6}$ th in one year, and the remainder in two years and a half,	Rejected.
No. 136.	William Cooper, for all the lands northwest of and adjoining to Nobleborough, $1\frac{1}{7}$ per acre,	Rejected.
No. 137.	Leonard M. Cutting, for towns No. 12 and 13, at $3\frac{1}{5}$ , with a tract adjoining them, rejected because the towns were already sold,	Rejected.
No. 138.	John W. Watkins and Augustus Sackett, for 15,000 acres west of township No. 13, at $3\frac{1}{5}$ ,	Accepted.
No. 139.	Jonathan Lawrence, for about 500,000 acres south of Alexander Macomb's purchase, $2\frac{1}{8}$ per acre,	Rejected.
No. 140.	Robert C. Livingston, for town No. 7, at $3\frac{1}{6}$ per acre,	Accepted.
No. 141.		
No. 142.	Robert C. Livingston, for 500,000 acres of land south of Alexander Macomb's purchase, at 2s. $\frac{1}{2}$ per acre.	Rejected.
No. 143.	John and Nicholas I. Roosevelt, for 500,000 acres south of Macomb's purchase, at $3\frac{1}{4}$ per acre,	Accepted.



No. 144.	John W. Watkins and Royal Flint, for all the vacant lands between the military lands and Chemung, and between the military and 20 towns, at $3/4$ per acre.	Accepted in proposal No. 161, as to the first tract—this includes the land contained in proposal No. 9, 78, 92, and 106.
No. 145.	Jonathan Lawrence, for about 500,000 acres south of Alexander Macomb's purchase, at $3s. \frac{1}{4}$ per acre,	Rejected.
No. 146.	White Matlack and Jacob Hallett, for all the vacant land between the military and 20 townships, at $3/5$ per acre,	Rejected.
No. 147.	William Henderson, for all the townships formerly set apart for the army, at 9d per acre,	Rejected.
No. 148.	Simeon Brown, for 3 lots in town 19, at 4s per acre, already fold,	Rejected.
No. 149.	Edward Thurston, for one lot in town 19, at 4s per acre, already fold,	Rejected.
No. 150.	William Palmer, for one lot in town 19, at 4s per acre, already fold,	Rejected.
No. 151.	John York and Thomas Day, for one lot in town 19, at 4s per acre, already fold,	Rejected.
No. 152.	Elias Butler, for one lot in town 18, at 4s per acre, already fold,	Rejected.
No. 153.	Jabez L. Brown, for two lots in town 18, at 4s per acre, already fold,	Rejected.
No. 154.	Elias Sanford Palmer, for one lot in town 19, at 4s per acre, already fold,	Rejected.
No. 155.	William Cooper's letter.	Accepted.
No. 156.	Melanton Smith, for land north of Peraché's tract, at $3/7$ ,	Rejected.
No. 157.	White Matlack, for land between the military and 20 townships, at $3/6$ per acre,	Rejected.
No. 158.	Sebring and Van Wyck, for 20,000 acres in Chemung, at 1s.	Rejected.
No. 159.	James Watson, for land south of Ryckman's reservation, and all the vacant land in the southwest part of Chemung town, at $3/7$ ,	Accepted.
No. 160.	John W. Watkins and Royal Flint, renewal of their offer, No. 144,	Accepted, as to first tract.
No. 162.	Andrew Craigie, for 320 acres, at the end of the line of property, at $2/$ per acre,	Rejected.
No. 163.	Nicholas Low, for the vacant land southeasterly of Macomb's purchase, at $1/9$ per acre,	Rejected.
No. 164.	Benjamin Thompson, for 100,000 acres, contiguous to the twenty townships, at the rate of $3/6$ per acre,	Rejected—description unintelligible.
No. 165.	Michael Conolly, for land north of Chemung, at $1/3\frac{1}{2}$ ,	Rejected.
No. 166.	Jonathan Lawrence, for land between Jersey Field and Nobleborough, at $3/3$ per acre,	Accepted.
No. 167.	Daniel Graham, for lands in New Marlborough township, $2/$ per acre,	Rejected.
No. 168.	Abijah Hammond, for land south of Macomb's, and west of Jefferson's purchase, $2/$ per acre,	Withdrawn.
No. 169.	James Clinton, Esq. for islands in Chenango river, at $4/$ per acre	Accepted.
No. 170.	Nicholas Low, for land south and east of Macomb's purchase, at $1/10$ ,	Rejected.
No. 171.	John W. Watkins and Royal Flint, for land between the military and 20 townships, at $3/7$ ,	Rejected.
No. 172.	John W. Watkins, for land between the military and 20 townships, at $3/8$ ,	Accepted.
No. 173.	Benjamin Thompson, for 25,000 acres most contiguous to the 20 townships, at $4/$ per acre,	Rejected—unintelligible.
No. 174.		
No. 175.		
No. 176.		
No. 177.		
No. 178.		
No. 179.	Matthew Adgate, for 45,000 acres, north of Steuben township, at $2/6$ per acre,	Accepted.
No. 180.	James Caldwell, for two towns formerly laid out for the military, to wit, No. 6 & 7, at $1/6\frac{1}{2}$ per acre, withdrawn and accepted in another at $1/8$ per acre,	Withdrawn.
No. 181.		
No. 182.		
No. 183.		
No. 184.		
No. 185.	Dirck Romaine, for two thousand acres on the south side of Wood creek, opposite Canada creek, at $4/$ per acre, rejected because already fold,	Rejected—being already fold.



No. 186.	Matthew Adgate, for 1300 acres in Clinton county, at 1/8 per acre, also for 100 acres more in said county, at the same price,	Accepted.
No. 187.	Matthew Adgate, for a tract of land between Nobleborough and Alexander Macomb's purchase, at 2/6 per acre,	Rejected.
No. 188.	Thos. Thomas and Timothy Titus, for all the vacant land in Palmer's purchase, at 2/6 per acre,	Accepted.
No. 189.	Matthew Adgate, for a tract of land between Nobleborough and Alexander Macomb's purchase, at 2/6 per acre,	Accepted.
No. 190.	John Carpenter, for 8000 acres at Katts-Kill, at 1/ per acre, in certificates,	Rejected—price too low
No. 191.	Ephraim Darby, for 600 acres at Katts-Kill, at 2/ per acre,	Rejected.
No. 192.	Gerrit H. Van Wagenen and Joshua Wells, for the south easterly half of township No. 10, in Jessup's purchase, at 1/6 per acre,	Rejected.
No. 193.		
No. 194.	William Henderson, for town No. 5, of lands formerly intended for the military, at 1/8 per acre,	Accepted.
No. 195.		
No. 196.	Coll M'Gregor, for town No. 8, of the lands formerly set out for the military, at 1/8 per acre,	Accepted.
No. 197.	Hugh M'Cauley, 200 acres, situate west of lake George, as by his proposal No. 26, at 1/ per acre,	Accepted.
No. 198.	James de Haert, for each of the hundred acres, which may be reserved to the State in the southeast corner of the military lots, at 2/ per acre,	Rejected.
No. 199.		
No. 200.	Gerrit H. Van Wagenen, for half a town in Totten and Crossfield's purchase, and another tract near it, at 1/9 per acre,	Rejected.
No. 201.		
The preceding abstracts are truly made, from the original applications.		

LEWIS A. SCOTT, Secretary.

In the foregoing extracts from the applications, those which are not decided on, are obliterated, as the commissioners do not permit any application to transpire, until a decision is made on it.

On motion of Mr. Lewis,

*Ordered*, That the Secretary of the State do without delay attend this House with all the original papers and applications to the commissioners of the land office relative to the purchase and sale of the lands of this State.

Mr Talbot then made a motion that the House could concur in the following resolutions, viz.

*Resolved*, That by the act of the 22d March 1791, entitled, *An act to amend the act, entitled, "An act for the sale and disposition of lands belonging to the people of this State,"* and for other purposes therein mentioned, the commissioners of the land office were authorized to sell and dispose of any of the waste and unappropriated lands in this State, in such parcels, on such terms, and in such manner as they shall judge *most conducive to the interest of this State.*

*Resolved*, That in several acts of the legislature of this State, for the sale and disposition of the forfeited and unappropriated lands belonging to the people of this State, to wit: In the several acts passed on the 22d October, 1779, the 4th of October, 1780, the 7th of October, 1780, the 12th of May, 1784, the 11th of April, 1785, the 5th of May, 1786, and the 25th February, 1789. Provision was made that a great proportion of the said lands should be sold in such small parcels as would afford to the citizens of this and other States in the Union (whose pecuniary resources were incompetent to the purchase of large tracts) the means of providing for themselves and families, such quantities thereof as were deemed within the compass of their abilities to purchase.

*Resolved*, That the provision in the acts alluded to in the preceding resolutions clearly and decidedly evinced, that it was the further policy of the several Legislatures who passed those acts, to prevent, as far as it was possible, the too great an accumulation of real estates in the hands of one, or a few wealthy individuals, as incompatible with the spirit of the government, and the true interest of the people.

*Resolved*, That on the like policy, was founded the act abolishing entails, passed on the 23d of February, 1786, to the intent, that large landed estates, held in fee tail, might in due time be divided into smaller parcels, either by devise, alienation, or by the proprietor's dying intestate, in which last case his children or nearest of kin in equal degree, would become tenants in common, in fee simple.

*Resolved*, That as the plenary powers vested in his Excellency the Governor, and the other commissioners of the land office, by the act of the 22d March, 1791, were conferred on the express conditions that they should be exercised in a manner *most conducive to the interest of this State*, it was expected that the discretion of the said commissioners in the execution of the trust reposed in them would have been guided by the salutary policy mentioned in the above resolutions, and the more especially as the sense of the people of this State, conveyed by a succession of representatives in both branches of the legislature, had been so strongly marked in the several acts mentioned in the second of these resolutions.

*Resolved*, That his excellency the Governor, and such of the said commissioners as had an agency in the recent disposition of the said lands, have contravened the policy above stated by giving the pre-emption of or by the sale of the said lands, in such extravagantly large tracts, as by their report to this Legislature they have evidently done, and more particularly by giving the pre-emption of nearly four million of acres to Alexander Macomb.



*Resolved*, That in further contravention of the said policy, it appears from the report of the said commissioners that none of the applicants for one or more single lots or for half or quarter parts of townships, in the twenty townships laid out pursuant to the act passed on the 25th of February 1789, did obtain the same altho' a price in most instances was offered therefor, equal to, or exceeding the price at which the said commissioners were permitted to sell the same in conformity to the said act, and altho the said act expressly directs, that if only one applicant shall appear for any lot, he sh all be entitled thereto.

*Resolved*, That in the Report of the said commissioners no reason is assigned, why Alexander Macomb had the preemption of such an extravagantly extensive tract, and why at the nominal price of eight pence per acre only, when 500,000 acres of contiguous land were sold to John and Nicholas Roosevelt for three shillings and one penny per acre; and 85,000 acres likewise contiguous were sold to Matthew Adgate for two shillings and six pence per acre, and 256,000 acres likewise contiguous (being part of the townships formerly set apart for the military, but which were deemed so indifferent in quality that the military preferred and obtained lands in a more remote situation) were sold to James Caldwell, Collin M'Grigor and William Henderson, at one shilling and eight pence per acre, and all the said several tracts on terms as well in respect to the payment of the purchase money as to price per acre much more "*to the interest of this State*" than those stipulated with Alexander Macomb for the preemption conferred upon him.

*Resolved*, That it appears from the said report that the payments stipulated to be made by the said Alexander Macomb, are that one sixth part of the purchase money shall be paid at the end of one year, and the residue in five equal annual installments; *without interest*, with permission to discount for prompt payment at six per cent; that the present value of eight pence, payable in manner above mentioned, is only equal to nearly  $6\frac{2}{3}$  pence per acre, paid in hand; and that therefore the said Alexander Macomb might, in conformity, to the said contract, have paid the whole of the purchase money, which apparently amounts to £. 121,173 6 8, with about £. 100,000; that the payments to be made by the said John and Nicholas I. Roosevelt, were one sixth part in six months, with lawful interest, half the residue in one year, and the remainder in two years, with permission to discount for prompt payment, at 4 per cent.

*Resolved*, That if the extensive tract, the preemption whereof is by the said commissioners given to the said Alexander Macomb, had been offered for sale in parcels, not exceeding 25,000 acres, a much greater price would in all probability have been obtained therefor, *because* it appears from the report of the said commissioners that twenty townships of 25,000 acres each were actually sold for upwards of three shillings per acre; that the lands lying southwest and east of the tract contracted for with the said Alexander Macomb, and not included in the said twenty townships, were sold at a price, the average rate of which nearly approaches to three shillings per acre; and *because* the commissioners themselves in the said report observe, "that in every case where the price for particular tracts has been *limited by law*, the price obtained by the Board *exceeds* such limitation.

*Resolved*, That when the said agreement was made with Alexander Macomb, the finances of this state were such as to produce an annual revenue, exclusive of the avails arising from any taxes or duties, considerably beyond the ordinary expences for the support of government, of which circumstance neither his Excellency the Governor or the other acting commissioners could be supposed ignorant; and therefore no exigency of the state can be pleaded for a sale under the circumstances attending that unto the said Alexander Macomb.

*Resolved*, That it appears from the said report that upwards of five millions and an half of acres of the said unappropriated lands have been sold by the said commissioners since the 9th day of May last, and the whole contained in *less than forty parcels*.

*Resolved*, That in the said act passed the 22d of March, 1791, it is enacted, "that the person administering the government of this state for the time being, shall issue letters patent for the lands so to be disposed of as aforesaid *whenever the purchaser or purchasers* of the same shall have respectively made payment *in full* for their respective purchases;" that it appears from the records in the office of the Secretary of this state, that letters patent have notwithstanding been issued to the said Alexander Macomb, for 1,920,000 acres, part of 3,635,200 acres, which is the quantity of land originally agreed for by the said Alexander Macomb, although the residue has not been paid for, and he still holding the pre-emption thereof.

*Resolved*, That it appears from the said report that his Excellency the Governor has been present at every sale or contract made by the said commissioners; that Lewis A. Scott, Esq. Secretary of the state, Peter T. Curtenius, Esq. Auditor of the state, and Gerard Bancker, Esq. Treasurer of the state, were present at each of the said sales or contracts, except that the said Auditor was not present at the first sale, of 12,000 acres to James Parker and his associates, being a settlement of friends on the west side of the Seneca lake.

*Resolved*, That it appears from the said report that Aaron Burr, Esq. then attorney-general of this state, was not present at any of the said sales other than that to the said James Parker and his associates, he being absent in discharge of the duties of his office as attorney-general.

*Resolved*, (as the sense of this House) That the remainder of the unappropriated lands belonging to the people of this state, ought to be sold in no greater quantities than townships of 25,000 acres each; but that persons inclining to purchase not less than 250 acres, or inclining to purchase a quarter or half of a township ought to be accommodated, to carry into effect as far forth as possible the object mentioned in the second of these resolutions; and that the commissioners of the land-office be, and they are hereby requested to regulate the sales accordingly.

The report of the commissioners of the land office and the Resolutions proposed by the motion of Mr. Talbot, having been read and debates had thereon, the farther consideration thereof was postponed until to-morrow.

By unanimous consent the bill entitled, *An act for the relief of Mary Heathcote Murison*, was read a second time, and committed to a committee of the whole House.

Then the House adjourned until ten of the clock to-morrow morning.



TUESDAY, 10 o'clock A. M. April 10th, 1792.

The bill entitled, *An act for the relief of the Indians residing in New-Stockbridge and Brothertown*, was read a second time and committed to a committee of the whole House.

A message from the honorable the Senate, delivered by Mr. L'Hommedieu and Mr. Clinton with the bill therein mentioned, was read, that the Senate have passed the bill entitled, *An act to extend the time for the granting lands in the town of Chemung*, with the amendments therewith delivered.

The bill and amendments were read; and the amendments being read a second time, were concurred in by the House, and the bill amended accordingly. One of the amendments being to the title, the amended title is, *An act relative to lands in the town of Chemung*.

Ordered, That Mr. Ryerfs and Mr. Will, deliver the bill to the honorable the Senate, and inform them that this House have concurred in the amendments, and have amended the bill accordingly.

A message from the honorable the Council of Revision, delivered by the honorable Mr. Justice Hobart, was read, "that it does not appear improper to the council, that the bill entitled, *An act to prevent the pernicious practice of stock jobbing, and for regulating sales at public auction*, the bill entitled, *An act for laying out, repairing and improving certain public roads and highways within this State*, the bill entitled, *An act to incorporate the stockholders of the bank of Albany*, and the bill entitled, *An act for dividing the several towns therein mentioned*, should severally become laws of this State."

A message from the honorable the Senate delivered by Mr. Clinton and Mr. Tillotson, with the bill therein mentioned, was read, that the Senate have passed the bill entitled, *An act to encourage literature, by donations to Columbia College, and to the several academies in this State*, without amendment.

Ordered, That Mr. Birdfall and Mr. Coffin deliver the bill to the honorable the Council of Revision.

The honorable the Senate returned by Mr. Pye and Mr. Jones, the bill entitled, *An act relative to lands in the town of Chemung*, the bill entitled, *An act for the relief of Bass Chard, Samuel Hatch and others*, and the bill entitled, *An act for the relief of John Van Rensselaer and others*.

Ordered, That Mr. Hasbrouck and Mr. Hogeboom, deliver the three last mentioned bills to the honorable the Council of Revision.

The House proceeded to the further consideration of the resolutions proposed by the motion of Mr. Talbot, as inserted in the journal of this House of yesterday.

The same were again read and considered, and debates had thereon, Mr. M. Smith then made a motion as an amendment, that a resolution with certain recitals should be concurred in by the House, instead of the resolutions proposed by the motion of Mr. Talbot. The said resolution proposed by the motion of Mr. M. Smith, with the recitals preceding the same, were read, and are in the words following, viz.

"Whereas the several acts passed prior to the 22d day of March, 1791, directing the sale of the waste and unappropriated lands of this State, were found by experience inadequate to the purposes for which they were intended, by the restrictions they severally contained as to the quantity of land to be sold at any one sale, the price at which they should be sold, and the terms of payment; the legislature therefore, did by the act entitled, *An act to amend an act, entitled, an act for the sale and disposition of lands belonging to the people of this State, and for other purposes therein mentioned*, passed on the 22d day of March, 1791, authorize the commissioners of the land office to sell and dispose of any of the waste and unappropriated lands in this State, in such parcels, on such terms, and in such manner as they shall judge most conducive to the interest of this State: And whereas it appears by the report of the said commissioners, communicated to this House by his Excellency the Governor at the opening of the session, that in the exercise of the discretion committed to them in and by the said act, they have sold and disposed of a considerable proportion of the said lands, upon terms so advantageous to the State, as to make an augmentation of the revenues thereof, which has enabled her to loan to her citizens the sum of two hundred thousand pounds for the great advancement of agriculture, to make considerable provision for opening and improving inland communications, and to promote literature by large donations to the several seminaries of learning within this State. Therefore,

Resolved, That this House do highly approve of the conduct of the said Board, in the judicious sales by them made as aforesaid, which have been productive of the before mentioned beneficial effects."



The said resolution and recitals having been read and considered, and debates had thereon, Mr. *Speaker* put the question whether the house did agree to the said resolution, and it was carried in the affirmative, in the manner following, viz.

*For the AFFIRMATIVE.*

Mr. Akin,	Mr. Fitch,	Mr. Lindley,	Mr. Savage,
Mr. Birdfall,	Mr. Gelston,	Mr. H. Livingston,	Mr. Scudder,
Mr. Clark,	Mr. Graham,	Mr. W. S. Livingston,	Mr. Smith, (of Suffolk)
Mr. Clowes,	Mr. Hasbrouck,	Mr. Marvin,	Mr. J. Smith, (of Orange)
Mr. Coe,	Mr. Havens,	Mr. M'Carty,	Mr. M. Smith,
Mr. Conger,	Mr. Hogeboom,	Mr. M'Master,	Mr. Tallmadge,
Mr. Converse,	Mr. Hopkins,	Mr. Patterson,	Mr. Tompkins,
Mr. Cornwell,	Mr. Lawrence,	Mr. Purdy,	Mr. Van Cortlandt,
Mr. Doughty,	Mr. Lewis,	Mr. Ryerfs,	

*For the NEGATIVE.*

Mr. Barker,	Mr. Foote,	Mr. Mitchell,	Mr. Schermerhorn,
Mr. Berry,	Mr. Frey,	Mr. Newman,	Mr. Sickles,
Mr. Brown,	Mr. Hitchcock,	Mr. Nicoll,	Mr. W. P. Smith,
Mr. Coffin,	Mr. Hoffman,	Mr. North,	Mr. Talbot,
Mr. J. A. Fonda,	Mr. Knickerbacker,	Mr. Rosekrans,	Mr. Ten Broeck.

The recitals preceding the said resolution being severally read, were agreed to by the House. Thereupon,

*Resolved*, That the House do concur in the last preceding resolution and recitals. Then the House adjourned until ten of the clock to-morrow morning.

WEDNESDAY, 10 o'clock, A. M. April 11th, 1792.

A message from the honorable the Senate, delivered by Mr. Jones and Mr. Van Ness, with the bill therein mentioned was read, that the Senate have passed the bill entitled, *An act to continue and amend an act, entitled, an act granting a bounty on hemp to be raised within this State*, with the amendments therewith delivered.

The bill and amendments were read; and the amendments being severally read a second time, were concurred in by the House, and the bill amended accordingly. One of the amendments being to the title, the words *and amend*, were thereby struck out of the title.

*Ordered*, That Mr. Birdfall and Mr. Coffin, deliver the bill to the honorable the Senate, and inform them that this House have concurred in the amendments, and have amended the bill accordingly.

A message from the honorable the Senate, delivered by Mr. Clinton and Mr. Tillotson, with the bill therein mentioned, was read, that the Senate have passed the bill entitled, *An act to permit certain persons to return to and reside within this State*, with the amendments therewith delivered.

The bill and amendments were read—one of the amendments was to add a clause to the bill in the words following, viz.

“And be it further enacted, That the twenty-sixth section of the act entitled, *An act for regulating elections*, shall be, and hereby is repealed.”

The said amendment having been read and considered, and debates had thereon, Mr. *Speaker* put the question, whether the House did concur with the honorable the Senate in the said amendment, and it was carried in the affirmative, in the manner following, viz.

*For the AFFIRMATIVE.*

Mr. Akin,	Mr. Foote,	Mr. Lewis,	Mr. Sickles,
Mr. Berry,	Mr. Gelston,	Mr. Lindley,	Mr. Smith, (of Suffolk)
Mr. Birdfall,	Mr. Graham,	Mr. W. S. Livingston,	Mr. J. Smith, (of Orange)
Mr. Clark,	Mr. Havens,	Mr. M'Carty,	Mr. W. P. Smith,
Mr. Clowes,	Mr. Hitchcock,	Mr. Mitchell,	Mr. Tallmadge,
Mr. Conger,	Mr. Hoffman,	Mr. Ryerfs,	Mr. Tompkins,
Mr. De la Mater,	Mr. Hogeboom,	Mr. Savage,	Mr. Will,
Mr. Doughty,	Mr. Knickerbacker,	Mr. Scudder,	Mr. Wylley.
Mr. D. Fonda,	Mr. Lawrence,		

*For the NEGATIVE.*

Mr. Barker,	Mr. Fitch,	Mr. Marvin,	Mr. Purdy,
Mr. Coe,	Mr. Hasbrouck,	Mr. Newman,	Mr. Rosekrans,
Mr. Coffin,	Mr. Hopkins,	Mr. Patterson,	Mr. Talbot.

Thereupon, *Resolved*; That this House do concur with the honorable the Senate in the said amendment.

Another of the amendments being to the title, the amendment to the title is to add to the title the words, *and to repeal a clause of the act therein mentioned*.

*Ordered*, That the bill be amended accordingly.

*Ordered*, That Mr. Barker and Mr. De la Mater, deliver the bill to the honorable the Senate, and inform them, that this House have concurred in the amendments, and have amended the bill accordingly.

Mr. W. S. Livingston, from the committee of the whole House, on the bill entitled, *An act appointing electors in this State, for the election of a President and Vice-President of the United States of America*, reported, that the committee had



through the bill and made amendments, which he was directed to report to the House; and he read the report in his place, and delivered the bill and amendments in at the table, where the same were again read and agreed to by the House.

*Ordered*, That the amendments be engrossed.

A message from the honorable the Senate, delivered by Mr. Tillotson and Mr. Livingston, with the bill therein mentioned, was read, that the Senate have passed the bill entitled, *An act to grant an additional compensation to the loan-officers of the counties of Albany and Montgomery, and relating to the loan-offices of the said counties*, with the amendment therewith delivered.

The bill and amendment were read, and the amendment being read a second time, was concurred in by the House, and the bill amended accordingly.

*Ordered*, That Mr. Graham and Mr. Lindsley, deliver the bill to the honorable the Senate, and inform them that this House have concurred in the amendment, and have amended the bill accordingly.

The honorable the Senate returned by Mr. Livingston and Mr. Carpenter, the bill entitled, *An act to continue an act, entitled, an act granting a bounty on hemp to be raised within this State*.

*Ordered*, That Mr. Hopkins and Mr. Conger deliver the bill to the honorable the Council of Revision.

A message from the honorable the Council of Revision, delivered by the honorable Mr. Chancellor Livingston, was read, "That it does not appear improper to the Council, that the bill entitled, *An act to encourage literature, by donations to Columbia College, and to the several academies in the State*; the bill entitled, *An act relative to lands in the town of Chemung*; the bill entitled, *An act for the relief of John Van Rensselaer and others*; the bill entitled, *An act for the support of government*, and the bill entitled, *An act for the relief of Basb Chard, Samuel Hatch and others*, should severally become laws of this State."

The honorable the Senate returned by Mr. Carpenter and Mr. Schuyler, the bill entitled, *An act to permit certain persons to return to and reside within this State, and to repeal a clause of the act therein mentioned*.

*Ordered*, That Mr. Mitchell and Mr. Rosekrans, deliver the bill to the honorable the Council of Revision.

The honorable the Senate returned by Mr. Schuyler and Mr. Van Rensselaer, the bill entitled, *An act to grant an additional compensation to the loan-officers of the counties of Albany and Montgomery, and relating to the loan-offices of the said counties*.

*Ordered*, That Mr. J. A. Fonda and Mr. De la Mater, deliver the bill to the honorable the Council of Revision.

A copy of a resolution of the honorable the Senate, delivered by Mr. Tillotson and Mr. Livingston, was read, concurring with this House in their resolution of the seventh instant, directing the Treasurer to purchase fifty copies of the edition of the laws of this State, published by Thomas Greenleaf, for the purpose in the said resolution mentioned.

A copy of a resolution of the honorable the Senate, also delivered by Mr. Tillotson and Mr. Livingston, was read, that the Senate concur with this House in their resolution of the seventh instant, granting leave to the proprietors of the town of Kingsbury in Washington county, to present a bill at the next meeting of the Legislature, for establishing the original allotment and division of the town of Kingsbury, on the proviso in the said resolution mentioned.

Mr. W. S. Livingston, from the committee of the whole House, on the bill entitled, *An act for the relief of the Indians residing in New-Stockbridge and Brothertown*, reported, that the committee had gone through the bill without amendment, which he was directed to report to the House, and he read the report in his place, and delivered the bill and report in at the table, where the same were again read, and the report was agreed to by the House.

Mr. W. S. Livingston, from the committee of the whole House, on the bill entitled, *An act for the relief of Mary Heathcote Muirson*, reported, that after the bill had been read in the committee, the first enacting clause was again read in the words following, viz.

"Be it enacted by the people of the State of New-York, represented in Senate and Assembly, and it is hereby enacted by the authority of the same, That all the estate real and personal, both in law and equity, either in possession, reversion or remainder, of George Muirson, late of Suffolk county, Esquire, which was forfeited to, and became



vested in the people of this State, by virtue of the act entitled, *An act for the forfeiture and sale of the estates of persons who have adhered to the enemies of this State, and for declaring the sovereignty of the people of this State in respect to all property within the same*, and which hath not come to the possession of any of the commissioners of forfeitures within this State, or hath not been paid into the Treasury of this State, shall be, and the same is hereby declared to be vested in Mary Heathcote Muirson, the daughter of the said George Muirson; and that it shall be lawful for the said Mary, in her own name, and to her own use, to sue for and recover the same, in any court of law or equity within this State. Provided, that this act shall not extend to any debts or demands, remitted by the sixth section of the act entitled, *An act relating to the forfeited estates.*"

That the said clause having been read and debates had thereon, the question was put, whether the committee did agree to the said clause, and it was carried in the affirmative, in the manner following, viz.

*For the AFFIRMATIVE.*

Mr. Akin,	Mr. Fitch,	Mr. Lindley,	Mr. Smith, (of Suffolk)
Mr. Barker,	Mr. Gelston,	Mr. Marvin,	Mr. M. Smith,
Mr. Birdfall,	Mr. Graham,	Mr. M'Carty,	Mr. J. Smith, (of Orange)
Mr. Clark,	Mr. Hasbrouck,	Mr. Mitchell,	Mr. W. P. Smith,
Mr. Clowes,	Mr. Havens,	Mr. North,	Mr. Speaker,
Mr. Conger,	Mr. Hoffman,	Mr. Rosekrans,	Mr. Tallmadge,
Mr. De la Mater,	Mr. Hogeboom,	Mr. Ryerfs,	Mr. Tompkins,
Mr. Doughty,	Mr. Hopkins,	Mr. Savage,	Mr. Van Cortlandt,
Mr. Foote,	Mr. Lawrence,	Mr. Scudder,	Mr. Will.
Mr. Ford,	Mr. Lewis,		

*For the NEGATIVE.*

Mr. Coffin,	Mr. Hitchcock,	Mr. Patterson,	Mr. Sickles,
Mr. D. Fonda,	Mr. Newman,	Mr. Purdy,	Mr. Talbot.

That the committee had gone through the bill and made an amendment, which he was directed to report to the House, and he read the report in his place, and delivered the bill and amendment in at the table, where the same were again read, and agreed to by the House.

*Ordered*, That the amendment be engrossed.

By unanimous consent, the bill entitled, *An act for the relief of the Indians residing in New-Stockbridge and Brothertown*, was read the third time.

Mr. *Speaker* put the question, whether the bill shall pass, and it was carried in the affirmative, in the manner following, viz.

*For the AFFIRMATIVE.*

Mr. Akin,	Mr. Gelston,	Mr. M'Carty,	Mr. M. Smith,
Mr. Barker,	Mr. Havens,	Mr. M'Master,	Mr. J. Smith, (of Orange)
Mr. Clark,	Mr. Hitchcock,	Mr. Patterson,	Mr. Tallmadge.
Mr. Clowes,	Mr. Hogeboom,	Mr. Purdy,	Mr. Ten Broeck,
Mr. Conger,	Mr. Hopkins,	Mr. Scudder,	Mr. Tompkins,
Mr. Doughty,	Mr. Lindley,	Mr. Sickles,	Mr. Van Cortlandt,
Mr. D. Fonda,	Mr. W. S. Livingston,	Mr. Smith, (of Suffolk)	Mr. Will.
Mr. Ford,	Mr. Marvin,		

*For the NEGATIVE.*

Mr. Birdfall,	Mr. Foote,	Mr. Lawrence,	Mr. Rosekrans,
Mr. Coffin,	Mr. Fitch,	Mr. Newman,	Mr. Ryerfs,
Mr. De la Mater,	Mr. Graham,	Mr. North,	Mr. Talbot.
Mr. J. A. Fonda,	Mr. Hasbrouck,		

Thereupon, *Resolved*, That the bill do pass.

*Ordered*, That Mr. Talbot and Mr. J. A. Fonda, deliver the bill to the honorable the Senate, and inform them, that this House have passed the bill without amendment.

By unanimous consent, the bill entitled, *An act for appointing electors in this State, for the election of a President and Vice-President of the United States of America*, with the engrossed amendments, were read the third time.

*Resolved*, That the bill and amendments do pass.

*Ordered*, That Mr. Clark and Mr. Scudder deliver the bill and amendments to the honorable the Senate, and inform them that this House have passed the bill, with the amendments therewith delivered.

By unanimous consent, the bill entitled, *An act for the relief of Mary Heathcote Muirson*, with the engrossed amendment, were read the third time.

*Resolved*, That the bill and amendment do pass.

*Ordered*, That Mr. Van Cortlandt and J. A. Fonda deliver the bill and amendment to the honorable the Senate, and inform them that this House have passed the bill with the amendment therewith delivered.



A copy of a resolution of the honorable the Senate, delivered by Mr. Van Rensselaer and Mr. Gansevoort, with the bill therein mentioned, was read, that the Senate have concurred in the amendments to the bill entitled *An act for appointing electors in this State, for the election of a President and Vice-President of the United States of America*, and that the bill is amended accordingly.

The amended bill having been examined ;

*Ordered*, That Mr. Birdfall and Mr. Scudder return the bill to the honorable the Senate.

On motion of Mr. Havens ;

*Resolved*, if the honorable the Senate concur herein, that the treasurer be, and he is hereby requested to pay the several sums of money appropriated by the act entitled, *An act for the relief of George Peck, and to repeal the twenty-third section of the act entitled, An act for the payment of certain sums of money, and for other purposes therein mentioned*, and by the act entitled, *An act for the support of government*, and the money appropriated by the act entitled, *An act for the laying out, repairing and improving certain public roads and highways within this State*, to be paid to Edward Paine, out of any monies now in the treasury, any thing in the act for loaning the sum of two hundred thousand pounds in the several counties of this State, passed during the present session to the contrary notwithstanding ; and that the legislature will make provision by law to indemnify the said treasurer, for the same.

On motion of Mr. Sickles,

*Resolved*, if the honorable the Senate concur herein, that the legislature will to-morrow adjourn.

*Ordered*, That that Mr. Sickles and Mr. Berry deliver a copy of each of the two last preceding resolutions to the honorable the Senate.

A message from the honorable the Council of Revision, delivered by the honorable Mr. Chancellor Livingston, was read, " that it does not appear improper to the Council that the bill entitled, *An act to continue an act, entitled, an act granting a bounty on hemp, to be raised within this State*, the bill entitled, *An act to permit certain persons to return to, and reside within this State, and to repeal a clause of the act therein mentioned*, and the bill entitled, *An act to grant an additional compensation to the loan officers of the counties of Albany and Montgomery, and relating to the loan offices of the said counties*, should severally become laws of this State."

A message from the honorable the Council of Revision transmitted to this House by the honorable the Senate, was read, " that it does not appear improper to the Council that the bill entitled, *An act for the better support of the hospital, in the city of New-York*, should become a law of this State."

Then the House adjourned until ten of the o'clock to-morrow morning.

THURSDAY, 10 o'clock, A. M. April 12th, 1792.

A copy of a resolution of the honorable the Senate, delivered by Mr. Gelston and Mr. Williams, was read, " that the Senate do not concur with this House in their resolution of yesterday, for directing the treasurer in the order of the payment of monies directed to be paid by several acts therein mentioned.

A message from the honorable the Senate delivered by Mr. Gelston and Mr. Williams, with the bill therein mentioned, was read, " that the Senate have concurred in the amendment to the bill entitled, *An act for the relief of Mary Heathcote Muirson*, and have amended the bill accordingly.

The amended bill having been examined ;

*Ordered*, That Mr. W. S. Livingston and Mr. M'Carty deliver the bill to the honorable the Senate.

On motion of Mr. Smith, of Suffolk county ;

*Resolved*, if the honorable the Senate concur herein, that the Secretary of this State be directed to select such of the laws passed at the present session of the legislature, as he may deem necessary to be immediately published, and that the printer for this State print the same in his newspapers without delay.

*Ordered*, That Mr. W. S. Livingston and Newman deliver a a copy of the preceding resolution to the honorable the Senate.

On motion of Mr. Gelston,

*Resolved*, That the thanks of this House be given to the trustees of the New-York



Society Library, for the use of the said library by the members of this House, and that Mr. Speaker be requested to transmit a copy of this resolution to the trustees.

On motion of Mr. Sickles,

*Resolved*, That the Secretary of this State be requested immediately to prepare the titles of all the laws passed at this session of the legislature, and deliver the same to the Printer for this State, and request him to publish the same in his newspaper to be published to-morrow.

Whereas from the advanced state of the sessions, and the adjournment now contemplated, it hath become inexpedient to enter upon the consideration of the bill entitled, *An act to incorporate the stockholders of the bank of Columbia*, Therefore, *Resolved*, That the consideration of this subject be postponed until the next session of the legislature.

A copy of a resolution of the honorable the Senate delivered by Mr. Savage and Mr. Webster, was read, and is in the words following, viz.

“ *Resolved*, as the sense of the legislature, that the Treasurer ought to pay the monies appropriated during the present session, in the following order, First, the monies directed to be paid by the act for the support of government, and the act for the payment of the salaries of certain officers of government, and other contingent expences, and the act for the relief of Benjamin Lyon; and the act for the relief of George Peck, and to repeal the twenty-third section of the act entitled, *An act for the payment of certain sums of money, and for other purposes therein mentioned*, and the act for the relief of Henry Livingston and others; and the act to authorize the treasurer of this State to pay to fundry persons the several sums of money therein mentioned; and the act for the relief Susannah Small and Jane Croffet, as the same shall become due; and then the monies directed to be paid by the act for loaning monies belonging to this State, in the order therein directed, and then the other appropriations made during the present session, in the manner directed by the respective acts making the same.”

*Resolved*, That this House do concur with the honorable the Senate in the said resolution.

*Ordered*, That Mr. Van Cortlandt and Mr. Schermerhorn deliver a copy of the last preceding resolution of concurrence to the honorable the Senate.

A copy of a resolution of the honorable the Senate, delivered by Mr. Williams and Mr. Micheau, was read, concurring with this House in their resolution of yesterday, relative to an adjournment.

A message from the honorable the Council of Revision, transmitted to this House by the honorable the Senate, was read, “ that it does not appear improper to the Council, that the bill entitled, *An act for the relief of the Indians residing in New-Stockbridge and Brothertown*, the bill entitled, *An act for appointing electors in this State, for the election of a President and Vice-President of the United of America*, and the bill entitled, *An act for the relief of Mary Heathcote Muirson*, should severally become laws of this State.”

*Ordered*, That Mr. Havens and Mr. Lewis wait on his Excellency the Governor, and inform him that the legislature will this day adjourn, unless his Excellency has farther business of importance to lay before them.

Mr. Havens reported that pursuant to the order of the House, Mr. Lewis and himself had waited on his Excellency the Governor, with the message from this House, and that his Excellency was pleased to say that he had not any farther business of importance to lay before the legislature.

A copy of a resolution of the honorable the Senate, delivered by Micheau and Mr. Van Nefs, was read and is in the words following, viz.

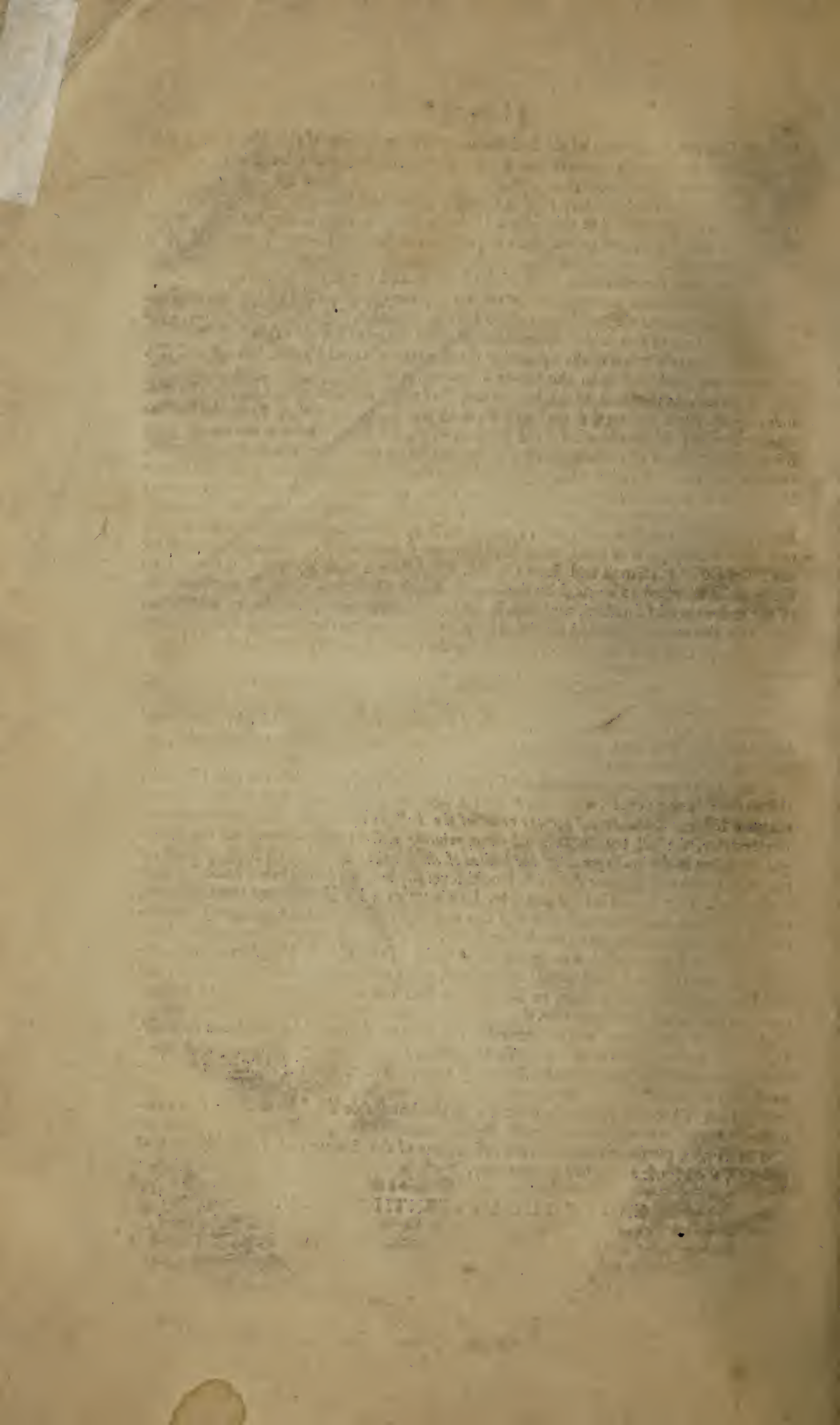
“ *Resolved*, if the honorable the Assembly concur herein, that the legislature will immediately adjourn.”

*Resolved*, That this House do concur with the honorable the Senate in the said resolution.

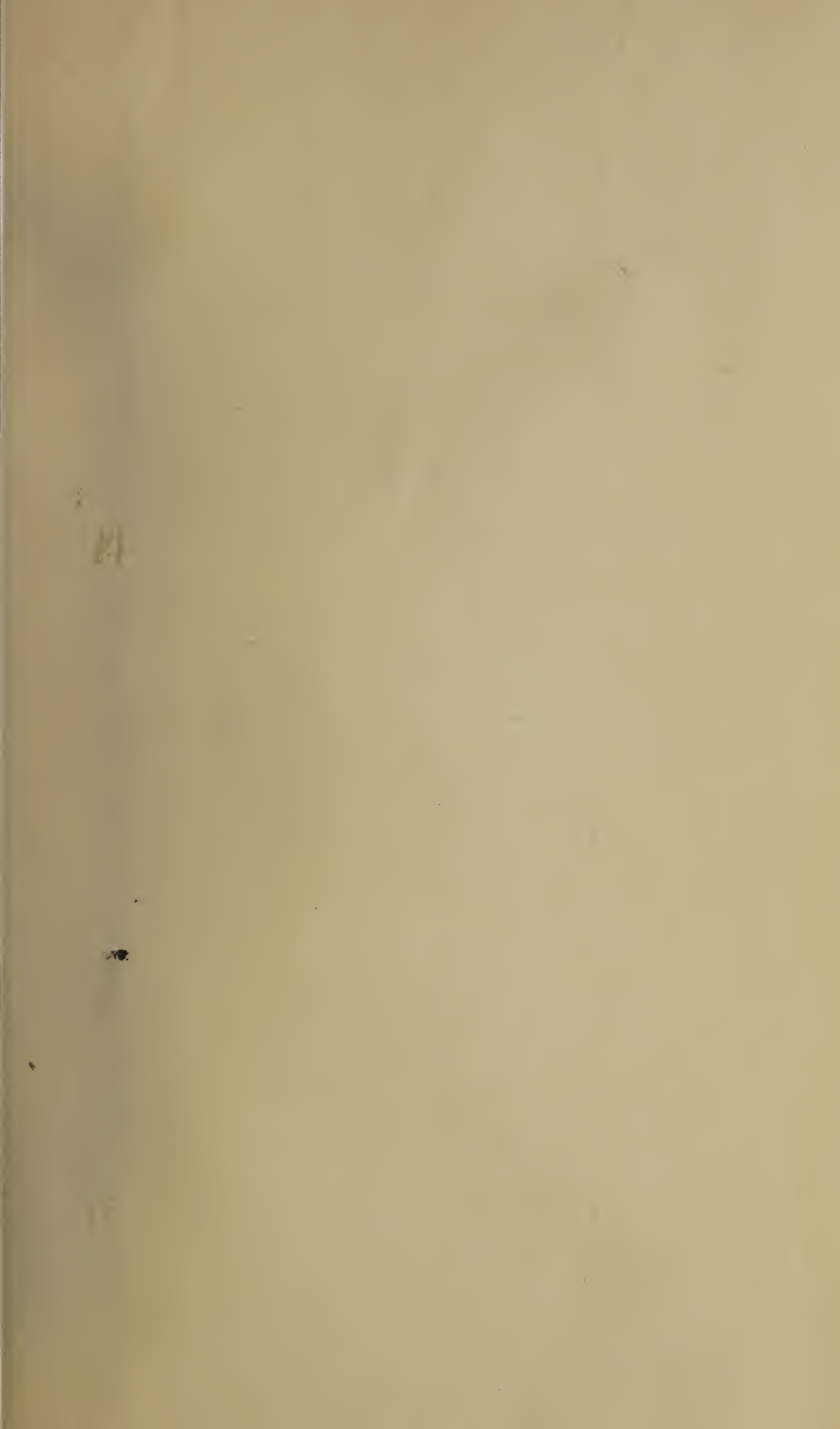
Thereupon, pursuant to concurrent resolutions of the Senate and Assembly for that purpose, the House adjourned without day.

END OF THE SIXTEENTH SESSION.



















UNIVERSITY OF ILLINOIS-URBANA



3 0112 107101856